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# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

Legislation Introduced at Roll Call

Tuesday, January 8, 2013

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## Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

## Ordinances

### **120900 [Planning Code - Car Share Parking Spaces]**

Sponsor: Wiener

Ordinance amending the San Francisco Planning Code, Section 166, to authorize owners of projects with residential units to elect to provide additional parking spaces for car-share use which will not count against any parking maximums, allow the car-share spaces to be used for other permitted uses other than parking a motorized vehicle if a car-share organization chooses not to use the space; and making environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

### **130015 [Appropriating \$507,880,000 of Certificate of Participation Proceeds - Moscone Center Expansion Project - FY2012-2013]**

Sponsors: Mayor; Kim

Ordinance appropriating \$507,880,000 of Certificate of Participation (COPs) proceeds to fund the Moscone Center Expansion Project in the General Services Agency, Office of the City Administrator, for FY2012-2013 and placing these funds on Controller's reserve pending issuance of the COPs or associated commercial paper used for cash flow purposes in FY2012-2013. ASSIGNED to Budget and Finance Committee.

- 130016 [Authorizing Certificates of Participation and Assessment Notes - Moscone Expansion Project - Not to Exceed \$507,880,000]**  
**Sponsors:** Mayor; Kim  
 Ordinance authorizing the execution and delivery of Certificates of Participation evidencing and representing an aggregate principal amount of not to exceed \$507,880,000 to finance the costs of additions and improvements to the George R. Moscone Convention Center; approving the form of Trust Agreement between the City and County of San Francisco and the Trustee (including certain indemnities contained therein); authorizing the selection of the Trustee by the Director of Public Finance; approving respective forms of a Property Lease and a Project Lease, each between the City and the Trustee for the lease and lease back of all or a portion of the Moscone Center, including the Moscone Expansion Project, to be constructed thereon; authorizing the execution and delivery of Assessment Notes payable from Moscone Expansion District assessments to further secure principal, premium, if any, and interest evidenced and represented by the Certificates; granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of the Certificates and the Assessment Notes; approving modifications to documents and agreements; and ratifying previous actions taken in connection therewith. ASSIGNED to Budget and Finance Committee.
- 130017 [Appropriating \$8,969,695 for the Department of Juvenile Probation, the Department of Public Health, the Human Services Agency, the Art Commission and the Children and Families Commission - FY2012-2013]**  
**Sponsor:** Mayor  
 Ordinance appropriating \$7,169,695 of State revenue loss reserve and \$1,800,000 of prior year designated reserves of the Children and Families Commission to fund the de-appropriation of State revenue of \$534,406 at the Department of Public Health, and \$580,300 at the Human Services Agency, and appropriating uses of \$50,000 to the Department of Juvenile Probation, \$2,424,528 to the Department of Public Health, \$3,180,461 to the Human Services Agency, \$400,000 to the Art Commission, and \$1,800,000 to the Children and Families Commission in FY2012-2013. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130018 [Planning Code - Deleting the Sunset Provision of the Excelsior Alcohol Restricted Use District]**  
**Sponsor:** Avalos  
 Ordinance amending the San Francisco Planning Code, Section 785, to delete the sunset provision of the Excelsior Alcohol Restricted Use District; and making findings, including environmental findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130019 [Planning Code, Zoning Map - Central Subway Project - Pagoda Palace and Tunnel Boring Machine Extraction Site Special Use Districts]**  
**Sponsor:** Chiu  
 Ordinance amending the San Francisco Planning Code, by adding Section 249.70, to create the Pagoda Palace Special Use District for the property located at Assessor's Block No. 0101, Lot No. 004, known as 1731-1741 Powell Street; to facilitate the removal of the tunnel boring machines used in the construction of the Central Subway Project and to allow the construction of a previously approved mixed-use residential/retail building; amending San Francisco Sectional Zoning Maps ZN 01, HT 01, and SU 01 to reflect the Central Subway Tunnel Boring Machine Extraction Site Special Use District; and adopting findings, including environmental findings and findings of consistency with the General Plan. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## **Resolutions**

- 130020 [Contract Modification - Children's Council of San Francisco Management of Preschool Subsidies - Not to Exceed \$40,730,000]**  
**Sponsor:** Mayor  
Resolution approving the contract modification with the Children's Council of San Francisco to manage preschool subsidies to eligible children of the City for the period of July 1, 2012, to June 30, 2015, for an amount not to exceed \$40,730,000. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130021 [Approval of 90 Day Extension - Planning Commission Review of Establishing the Fillmore Street Neighborhood Commercial District (File No. 120814)]**  
**Sponsor:** Breed  
Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 120814) amending the San Francisco Planning Code, by adding Section 744.1, to establish the Fillmore Street Neighborhood Commercial District along Fillmore Street between Bush and Fulton Streets; amending Section 151.1, a portion of Table 151.1, Section 263.20, and Section 607.1(f) to make conforming and other technical changes; amending Sheets ZN02 and ZN07 of the San Francisco Zoning Maps to rezone specified properties to the Fillmore Street Neighborhood Commercial District; and adopting environmental findings, Planning Code Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130022 [Apply for, Accept, and Expend - Local Priority Development Area Planning and Implementation Efforts - \$2,380,000]**  
**Sponsor:** Wiener  
Resolution authorizing the Planning Department to apply for, accept, and expend funds in the amount of \$2,380,000 from the Metropolitan Transportation Commission for local Priority Development Area Planning and Implementation efforts spanning FYs 2012-2013 through FYs 2015-2016. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130023 [Apply for, Accept, and Expend Grant - Urban Forestry Programs - Not to Exceed \$99,000]**  
**Sponsor:** Wiener  
Resolution authorizing the Planning Department to apply for, accept, and expend funding from the State of California Urban Forestry Grant Program entitled "Leading Edge," as provided through Proposition 40 and/or Proposition 84, in an amount not to exceed \$99,000. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130024 [Accept and Expend Grant - Hepatitis B Early Identification and Linkage to Care for Foreign-Born Persons with Hepatitis B - \$300,000]**  
**Sponsor:** Wiener  
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of \$300,000 from Centers for Disease Control and Prevention to participate in a program entitled "Hepatitis B Early Identification and Linkage to Care for Foreign-Born Persons with Hepatitis B in San Francisco" for the period of September 30, 2012, through September 29, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130025 [Accept and Expend Grant - Active, Enhanced Surveillance for Viral Hepatitis - \$519,945]**  
**Sponsor:** Wiener  
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of \$519,945 from Centers for Disease Control and Prevention to participate in a program entitled "Active, Enhanced Surveillance for Viral Hepatitis in San Francisco, California" for the period of November 1, 2012, through October 31, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **Requests for Hearing**

- 130026 [Hearing - Review Juvenile Probation Department's Field Safety Policies]**  
**Sponsor:** Avalos  
Hearing to review the Juvenile Probation Department's field safety policies, the possibility of arming Juvenile Probation Department's Officers with firearms, and how Juvenile Probation Department's officers participate in operations with the San Francisco Police Department. RECEIVED AND ASSIGNED to Public Safety Committee.
- 130027 [Hearing - Technology Jobs Training, Skill Development, and Job Placement of Disadvantaged Workers]**  
**Sponsors:** Kim; Breed  
Hearing regarding the training, skill development, and job placement of disadvantaged workers in the City's growing technology sector, including presentations from the various City agencies including the Office of Economic and Workforce Development on City initiatives, such as TechSF, that aim to build the skills and training needed to prepare workers to participate in the technology sector, including a summary of the number and demographics of participants in technology specific job training programs and an analysis of job placement. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced.*

### **PROPOSED ORDINANCES**

- 121190 [Settlement of Lawsuit - Bryan Vestal - \$420,000]**  
Ordinance authorizing settlement of the lawsuit filed by Bryan Vestal against the City and County of San Francisco for \$420,000; the lawsuit was filed on February 3, 2011, in San Francisco Superior Court, Case No. CGC-11-507921; entitled Bryan Vestal v. City and County of San Francisco, et al.; another material term of said settlement is the waiver of the San Francisco General Hospital medical lien in the amount of \$110,098.30. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

- 121211 [Administrative Code - Rescinding Sunset in the San Francisco Bonding and Financial Assistance Program]**  
Ordinance amending the San Francisco Administrative Code, Section 14B.16, to rescind the sunset clause in the San Francisco Bonding and Financial Assistance Program, make technical amendments, and make environmental findings and findings of consistency with General Plan. (City Administrator). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 121226 [Settlement of Lawsuit - Sandra Ramos - \$60,000]**  
Ordinance authorizing settlement of the lawsuit filed by Sandra Ramos against the City and County of San Francisco for \$60,000; the lawsuit was filed on October 12, 2011, in the United States District Court for the Northern District of California, Case No. C-11-5033 WHA, entitled Sandra Ramos v. City and County of San Francisco; other material terms of said settlement are reimbursement to Plaintiff of up to \$2,500 for services of an organizational consultant. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 121227 [Settlement of Lawsuit - Health Net - City to Receive \$800,000 and Future Payments]**  
Ordinance authorizing settlement of the lawsuit filed by the San Francisco City Attorney's Office, acting on behalf of the People of the State of California, against (among other Defendants) Health Net of California, Inc., for the payment by Health Net of \$800,000 for under reimbursing San Francisco General Hospital for emergency medical care provided to Health Net's insureds prior to January 1, 2012, and for the payment of an additional amount, to be determined, for such claims rising between January 1, 2012, and June 30, 2014; the lawsuit was filed on May 24, 2011, in the San Francisco Superior Court, Case No. 11-511181; entitled People of the State of California v. Health Net, et al.; other material terms of said settlement are that Health Net and San Francisco will enter into a prompt payment agreement under which Health Net agrees to pay San Francisco General Hospital certain specified rates for treatment provided to its insureds for emergency medical services rendered from January 1, 2012, through at least June 30, 2014. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 121228 [Settlement of Lawsuit - Brendan Cadam - \$42,500]**  
Ordinance authorizing settlement of the lawsuit filed by Brendan Cadam against the City and County of San Francisco for \$42,500; the lawsuit was filed on July 3, 2012, in San Francisco Superior Court, Case No. CGC-12-522047; entitled Brendan Cadam, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee. .
- 121229 [Settlement of Lawsuit - Maya Vlanin - \$95,000]**  
Ordinance authorizing settlement of the lawsuit filed by Maya Vlanin against the City and County of San Francisco for \$95,000; the lawsuit was filed on June 29, 2010, in San Francisco Superior Court, Case No. CGC-10-501138; entitled Maya Vlanin v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### **PROPOSED RESOLUTIONS**

- 121161 [Settlement of Claim - Crystal Cheung - \$110,000]**  
Resolution approving the proposed settlement of claim by Crystal Cheung against the City and County of San Francisco for \$110,000; the claim was filed on January 24, 2012, bearing Claim No. 12-01653. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

- 121191 [Airport Concession Lease - Avila Retail Development and Management, LLC]**  
Resolution approving the Boarding Area "F" Specialty Store Lease between Avila Retail Development and Management, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, for the term of approximately seven years commencing on January 13, 2013, and terminating January 1, 2020. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 121192 [Airport Concession Lease - Host International, Inc.]**  
Resolution approving the International Terminal and Terminal 3 Newsstands/Café Lease between Host International, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for term of approximately ten years commencing on February 1, 2014, and terminating February 1, 2024. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 121193 [Contract Amendment - Renewable Energy and Climate Change Professional Services - \$31,400,000]**  
Resolution approving the Fourth Amendment to the contract with ICF Resources, LLC for Renewable Energy and Climate Change Professional Services, to increase the amount of the contract by \$12,400,000 for a total of \$31,400,000 and to extend the term of the contract from July 1, 2014, to December 31, 2016. (Environment). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 121210 [Agreement - Fong and Chan Architects, Inc. - San Francisco General Hospital Rebuild Program]**  
Resolution ratifying Modification No. 7 to the Architectural and Engineering Design Services Agreement with Fong & Chan Architects, Inc., for the San Francisco General Hospital Rebuild Program from \$51,507,500 to \$52,521,000 and authorizing the Director of Public Works to execute Modification No. 10 from \$52,710,860 to \$53,376,607 pursuant to Charter Section 9.118(b). (Public Works Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 121212 [Agreement - Tides Center to Provide Supportive Housing Property Management Services - \$42,940,312]**  
Resolution approving a Second Amendment to the agreement between the Department of Public Health and the Tides Center to provide Supportive Housing Property Management Services at Direct Access to Housing Sites under the Delivering Innovation in Supportive Housing Program, to extend the term by five years and increase the contract by \$25,568,499 for a total of \$42,940,312. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 121225 [Contract Amendment - Xtech - \$90,580,000]**  
Resolution retroactively authorizing the Office of Contract Administration to enter into the Seventh Amendment between the City and Xtech (part of the Technology Store procurement vehicle) in which the amendment shall increase the contract amount from \$60,490,000 to \$90,580,000 with a term of three years through December 31, 2011, with possible extensions through December 31, 2013. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – January 8, 2013**

*There were no Clerk to Act requests submitted at the January 8, 2013 Board Meeting.*

**In Memoriams**

Rebecca Tarbotton – Supervisor Campos





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### Charter Amendment

#### **130037 [Charter Amendment - Name Airport - Harvey Milk San Francisco International Airport]**

**Sponsors:** Campos; Avalos, Kim, Mar and Wiener

Charter Amendment (First Draft) to amend the Charter, Sections 4.1115 and 16.104, to name the airport the Harvey Milk San Francisco International Airport. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

### Ordinances

#### **120669 [Subdivision Code - Condominium Conversion Impact Fee]**

**Sponsors:** Farrell; Wiener

Ordinance amending the Subdivision Code, by adding Section 1396.4, to adopt a condominium conversion impact fee applicable to buildings qualifying for but not being selected or participating in the 2012 condominium conversion lottery only, subject to specified requirements, including lifetime leases for non-purchasing tenants; and adopting environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### **130038 [Appropriating \$1,500,000 for the San Francisco Unified School District - FY2012-2013]**

**Sponsor:** Mayor

Ordinance appropriating \$1,500,000 from the Rainy Day Fund for the San Francisco Unified School District for FY2012-2013. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

#### **130039 [Police Code - Reporting Ammunition Sales of 500 or More Rounds]**

**Sponsors:** Mayor; Cohen

Ordinance amending the Police Code, Section 615, to require firearms dealers to report to the Chief of Police the sale of 500 or more rounds of ammunition in a single transaction. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.

- 130040 [Police Code - Possession or Sale of Law Enforcement or Military Ammunition]**  
**Sponsors:** Mayor; Cohen  
Ordinance amending the Police Code, by adding Section 618, to prohibit the possession or sale of certain ammunition, including black talon ammunition, and ammunition intended exclusively for law enforcement, and military purposes. ASSIGNED UNDER 30 DAY RULE to Public Safety Committee.
- 130041 [Planning Code - Conversion, Demolition, Merger, and Conformity of Residential Uses]**  
**Sponsor:** Avalos  
Ordinance amending the Planning Code, by repealing Sections 790.84, 790.86, 890.84, and 890.86, and amending Section 317, and various other sections, to revise the criteria for the residential demolition, conversion, and merger; standardize definitions of residential demolition, conversion, and merger across various use districts; permit the enlargement or alteration of dwelling units which are nonconforming as to density in districts where dwelling units are principally permitted if there is no increase in nonconformity of height, bulk, or required rear yards or setbacks; permit alterations to nonconforming uses or noncomplying structures to comply with disabled access requirements or to provide secure bicycle parking; establish a strong presumption in favor of preserving dwelling units in enforcement of requirements for nonconforming uses, structures, and lots; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130042 [Planning Code - Medical Service Use - Sacramento Neighborhood Commercial District]**  
**Sponsor:** Farrell  
Ordinance amending the Planning Code, by amending Section 724.1, and related portions of Table 724, to permit a change of use from a business or professional service use to medical service use on the first floor or below in the Sacramento Neighborhood Commercial District; and making environmental findings, Planning Code, Section 101.1, findings, and findings of consistency with the General Plan. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## **Resolutions**

- 130043 [Resolution to Establish - Moscone Expansion Business Improvement District]**  
Resolution of formation to establish a business-based business improvement district to be known as the "Moscone Expansion District;" levying assessments against defined hotel businesses located in that district for 32 years; providing for the determination, imposition, collection, and enforcement of the assessments; and making environmental findings. ASSIGNED to Board of Supervisors.
- 130044 [Accept and Expend Gift - GearUp Fund and Urban Trails Initiative Fund - \$189,494.24]**  
**Sponsor:** Farrell  
Resolution authorizing the Recreation and Park Department to accept and expend a gift from San Francisco Parks Trust for \$189,494.24 for urban trails construction, signage, and mobile recreation. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130045 [Accept and Expend Grant - Randall Museum Renovation - \$5,477,193]**  
**Sponsor:** Wiener  
Resolution authorizing the Recreation and Park Department to retroactively accept and expend a Nature Education Facilities Grant from the California State Department of Parks and Recreation in the amount of \$5,477,193 for the Randall Museum Renovation. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130046 [Accept and Expend Gift - Knight Living Trust - \$500,000]**  
**Sponsor:** Yee  
Resolution authorizing the Department of Public Health, Laguna Honda Hospital, and Rehabilitation Center, to retroactively accept and expend a gift of \$500,000 to the Laguna Honda Gift Fund from the Knight Living Trust. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130047 [Accept In-Kind Gift - Randall Museum Project Management Services - \$130,000]**  
**Sponsor:** Wiener  
Resolution authorizing the Recreation and Park Department to accept an in-kind gift of project management services valued at \$130,000 from the Randall Museum Friends for the Randall Museum Renovation Project. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130048 [Declaring Support - Sandy Hook Promise]**  
**Sponsors:** Farrell; Chiu  
Resolution adopting the Sandy Hook Promise for the families and children of the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130049 [Declaring Support - Senator Dianne Feinstein's Assault Weapons Regulatory Act of 2013]**  
**Sponsors:** Farrell; Chiu  
Resolution supporting Senator Dianne Feinstein's Assault Weapons Regulatory Act of 2013. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Motion**

- 130050 [Amending the Board's Rules - Establish Neighborhood Services and Safety Committee - Combining the City Operations and Neighborhood Services and the Public Safety Committees]**  
**Sponsor:** Chiu  
Motion amending Rule 3.27 and deleting Rule 3.29 of the Board of Supervisors' Rules of Order to establish the Neighborhood Services and Safety Committee by combining the City Operations and Neighborhood Services Committee and the Public Safety Committee. RECEIVED AND ASSIGNED to Rules Committee.

## **Requests for Hearing**

- 130051 [Hearing - Improve and Ensure San Francisco's Overall Cleanliness]**  
**Sponsor:** Farrell  
Hearing about the measures being taken to ensure that San Franciscans are able to enjoy clean streets and open spaces; San Francisco residents deserve clean streets and open spaces; overall City cleanliness in these areas are not only crucial to improving everyone's quality of life, but also to improving our local economy as well; San Francisco is an international tourist and visitor destination; San Francisco's economy relies heavily upon the tourism and visitor industry; in order to attract more tourists and visitors to our beautiful City, we must ensure that adequate and appropriate measures are being taken to make San Francisco one of the cleanest big Cities in the world. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130052 [Hearing - Sunday Parking Meter Enforcement Results]**  
**Sponsor:** Mar  
Hearing on the results of Parking Meter Enforcement on Sundays. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 130053 [Hearing - Municipal Transportation Authority - Performance and Productivity Impacts]**  
**Sponsor:** Wiener  
Hearing and monthly report, directed to the Municipal Transit Authority and the Controller, analyzing and disclosing the state of Municipal Transit Authority service and maintenance, including month-on-month comparisons, and the loss of economic productivity in San Francisco resulting from Municipal Transit Authority service disruptions. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130054 [Hearing - Pedestrian Safety - District 7]**  
**Sponsor:** Yee  
Hearing and presentations from the Municipal Transit Authority, Planning Department, Transportation Authority, and Department of Public Health, on pedestrian safety in District 7; including report on number of collisions and fatal collisions, most dangerous intersection, and plans on funding to address these intersections. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 130055 [Hearing - Board of Supervisors Draft Budget - FYs 2013-2014 and 2014-2015]**  
Hearing on the annual review and adoption of the Board of Supervisors Draft Budget for FYs 2013-2014 and 2014-2015. (Clerk of the Board). RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced.*

### **PROPOSED ORDINANCES**

#### **130001 [General Plan Amendments - Western South of Market Area Plan]**

Ordinance amending the San Francisco General Plan, by adding the Western South of Market (SoMa) Area Plan, generally bounded on its western portion by 7th Street, Mission Street, Division Street, and Bryant Street, and on its eastern portion by 7th Street, Harrison Street, 4th Street, and Townsend Street; making conforming amendments to the Housing, Commerce and Industry, and Recreation and Open Space Elements, the Land Use Index, and the SoMa, East SoMa, Mission, Showplace Square/Potrero, and Central Waterfront Area Plans; and making environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### **130002 [Planning Code - Implementing the Western South of Market Area Plan]**

Ordinance amending the San Francisco Planning Code, by adding and amending various sections to implement the goals, objectives, and policies of the Western South of Market Area Plan, bounded generally by 7th Street, Mission Street, Division Street, and Bryant Street on the western portion of the plan area, and 7th Street, Harrison Street, 4th Street, and Townsend Street on the eastern portion of the plan area; and making findings, including environmental findings and findings of consistency with General Plan and with the Priority Policies of Planning Code, Section 101.1. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### **130003 [Planning Code, Zoning Map - Western South of Market Area Plan]**

Ordinance amending San Francisco Zoning Map Sheets ZN01, ZN07, ZN08, HT01, HT07, and HT08 to revise use districts and height and bulk districts within the Western South of Market Plan Area; and making environmental findings, Planning Code, Section 302 findings, and findings of consistency with the General Plan and Planning Code, Section 101.1. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### **130004 [Administrative Code - Adding Western South of Market Area Plan to Eastern Neighborhoods Area Plan Monitoring Program]**

Ordinance amending the San Francisco Administrative Code, Section 10E.2, to integrate the Western South of Market (SoMa) Area Plan into the Eastern Neighborhoods Monitoring Program for purposes of reviewing the effectiveness of the Western SoMa Area Plan and inclusion of the Western SoMa Area Plan into the Eastern Neighborhoods reporting requirement, Eastern Neighborhoods capital expenditures plan, and the Eastern Neighborhoods Citizens Advisory Committee; and making environmental findings. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

**130029 [Building Code - Seismic Standards]**

Ordinance amending the San Francisco Building Code, by amending, and adding various sections concerning seismic standards and making conforming changes; making environmental findings; making findings pursuant to California Health and Safety Code, Section 17958.5; and directing the Clerk of the Board to forward this legislation to the California Building Standards Commission. (Building Inspection Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

**PROPOSED RESOLUTION**

**130005 [Street Artist Spaces - Market Street, Spear to Steuart Streets]**

Resolution approving designation of six selling spaces on Market Street, north side, Spear to Steuart Streets, for street artists certified by the Arts Commission; and exempting said spaces from the regulations of Police Code, Section 2405, relating to street artist display size. (Arts Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**Clerk to Act – January 15, 2013**

**Board Meeting Minutes for November 20, 2012, approved.**

**Board Meeting Minutes for December 4, 2012, approved.**

**Board Meeting Minutes for December 11, 2012, approved.**

**Requests Granted**

From: Supervisor Chiu

To: City Attorney

Requesting/Inquiring: Requesting legislation to require that conduit for optical fiber be installed when streets under construction. Also requiring an analysis of the business case for the City's leasing of dark fiber.

**In Memoriams**

Vivian Brown - President Chiu

Robert Morgan – Supervisor Cohen

Hilliard C. Terry – Supervisor Cohen

Robert Cardinale – Supervisor Cohen

Mark Anthony Burrell – Supervisor Avalos





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### Ordinances

#### 121019 [Administrative Code - California Environmental Quality Act Procedures]

Sponsor: Wiener

Ordinance amending Administrative Code, Chapter 31, to reflect revisions in the California Environmental Quality Act (CEQA) and to update and clarify certain procedures provided for in Chapter 31, including without limitation: codifying procedures for appeals of exemptions and negative declarations; providing for the Board to make the final CEQA decision on projects requiring Board legislative action, negating the need to file formal CEQA appeals; revising noticing procedures for environmental impact reports and negative declarations for plan area projects exceeding 20 acres; expanding noticing requirements for certain exempt projects; and clarifying existing noticing requirements for exempt projects. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### 130019 [Planning Code, Zoning Map - Central Subway Tunnel Boring Machine Extraction Site Special Use District]

Sponsor: Chiu

Ordinance amending the Planning Code, by adding Section 249.70, to create the Central Subway Tunnel Boring Machine Extraction Site Special Use District for the property located at Assessor's Block No. 0101, Lot No. 004, known as 1731-1741 Powell Street, to facilitate the removal of the tunnel boring machines used in the construction of the Central Subway Project and allow the construction of a previously approved mixed-use residential/retail building; amending Sectional Zoning Maps HT 01 and SU 01 to reflect the Central Subway Tunnel Boring Machine Extraction Site Special Use District; adopting findings, including environmental findings, and findings of consistency with the General Plan. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### 130083 [Appointment, Road Commissioner - Mohammed Nuru]

Sponsor: Mayor

Ordinance appointing Mohammed Nuru, Director of the Department of Public Works, as Road Commissioner; repealing Ordinance No. 160-10; and authorizing future appointments of the Road Commissioner by Resolution. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

- 130084 [Planning Code, Zoning Map - Establishing Outer Mission Street Neighborhood Commercial District]**  
**Sponsor:** Avalos  
Ordinance amending the Planning Code, by adding a new section, to establish the Outer Mission Street Neighborhood Commercial District along Mission Street between Alemany Boulevard and the San Francisco-San Mateo County line; repealing the Excelsior Alcohol Restricted Use District and adding controls on liquor establishments to the new Neighborhood Commercial District; amending various sections to make conforming and other technical changes; amending the Zoning Map to rezone specified properties to the new Neighborhood Commercial District; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130085 [Administrative Code - Establishing San Francisco City Hall Preservation Fund]**  
**Sponsor:** Farrell  
Ordinance amending the San Francisco Administrative Code, by adding Section 10.100-289, to establish a San Francisco City Hall Preservation Fund to receive donations and to authorize expenditures for the purpose of promoting the 100th anniversary of San Francisco City Hall, including promotional events, community outreach activities, preservation, maintenance, repair, improvements, and similar post-anniversary endeavors. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

## **Resolutions**

- 130043 [Resolution to Establish - Moscone Expansion Business Improvement District]**  
**Sponsors:** Mayor; Kim  
Resolution of formation to establish a business-based business improvement district to be known as the "Moscone Expansion District;" levying assessments against defined hotel businesses located in that district for 32 years; providing for the determination, imposition, collection, and enforcement of the assessments; and making environmental findings. SUBSTITUTED AND ASSIGNED to Board of Supervisors.
- 130088 [Accept and Expend Grant - Improving Early Learning and Development Programs for Young Children - \$1,269,400]**  
**Sponsor:** Mayor  
Resolution authorizing the Children and Families Commission to retroactively accept and expend a grant in the amount of \$1,269,400 from the United States Department of Education through the California Department of Education to support an Early Learning Quality Improvement System, for the period of July 1, 2012, through December 31, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130089 [Supporting Local Government Greenhouse Gas Reduction Efforts]**  
**Sponsor:** Chiu  
Resolution supporting the distribution of carbon cap-and-trade auction and Clean Energy Jobs Act revenues to local governments for support of greenhouse gas reduction programs. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 130090 [One Billion Rising Day - February 14, 2013]**  
**Sponsor:** Chiu  
 Resolution declaring February 14, 2013, as One Billion Rising Day in the City and County of San Francisco and joining the global call to action opposing violence against women. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130091 [Accept and Expend Grant - Anti-Human Trafficking Task Force Program - \$200,000]**  
**Sponsor:** Chu  
 Resolution authorizing the Police Department to retroactively accept and expend a grant in the amount of \$200,000 from the California Emergency Management Agency for the Anti-Human Trafficking Task Force Program for the period of October 1, 2012, through September 30, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130092 [Celebrating Rosa Parks' 100th Birthday - Rosa Parks Day - February 4, 2013]**  
**Sponsors:** Cohen; Breed  
 Resolution celebrating the 100th Birthday of Rosa Parks and commemorating the Modern Civil Rights Leader for her courage and declaring February 4, 2013, Rosa Parks Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130093 [Approval of a 60 Day Extension for Planning Code - Polk Street Alcohol and Tobacco Paraphernalia Restrictions (File No. 121065)]**  
**Sponsor:** Chiu  
 Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 121065) amending the Planning Code, Section 723, to extend the restriction on Tobacco Paraphernalia Establishments in the Polk Street Neighborhood Commercial District (NCD) for an additional three years and apply it to an area within one-quarter mile of the boundaries of the NCD; adding Section 788, to establish the Lower Polk Street Alcohol Restricted Use District for the properties located on Polk Street between California and O'Farrell Streets, and Polk Street's side streets between California Street, Larkin Street, O'Farrell Street, and Van Ness Avenue; amending the Zoning Map, Map Sheet ZN-02, to designate the Lower Polk Street Alcohol Restricted Use District; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130094 [Agreement - Supplemental Law Enforcement Services to Housing Authority - FY2011-2012 - \$1,000,000]**  
**Sponsor:** Cohen  
 Resolution retroactively approving the agreement between the Police Department and the Housing Authority for the Police Department to provide Supplemental Law Enforcement Services at designated Housing Authority developments and for the Housing Authority to pay the City \$1,000,000 in FY2011-2012 for those Supplemental Law Enforcement Services. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130095 [Agreement - Supplemental Law Enforcement Services to Housing Authority - FYs 2012-2013 and 2013-2014 - \$1,115,000 and \$1,300,000]**  
**Sponsor:** Cohen  
 Resolution retroactively approving the agreement between the Police Department and the Housing Authority for the Police Department to provide Supplemental Law Enforcement Services at designated Housing Authority developments and for the Housing Authority to pay the City \$1,115,000 in FY2012-2013 and \$1,300,000 in FY2013-2014 for those Supplemental Law Enforcement Services. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130096 [Financial Aid Awareness Week - February 4-10, 2013]**  
**Sponsors:** Campos; Avalos, Breed, Chu, Farrell, Kim, Mar and Wiener  
 Resolution declaring February 4, 2013, through February 10, 2013, Financial Aid Awareness Week in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130098 [Accept and Expend Grant - Sloat Boulevard Pedestrian Safety Improvements Project - \$797,000]**  
**Sponsor:** Yee  
 Resolution authorizing the Department of Public Works to accept and expend a Federal grant in the amount of \$797,000 from the Federal Highway Administration for the Sloat Boulevard Pedestrian Safety Improvements Project. RECEIVED AND ASSIGNED to Public Safety Committee.
- 130109 [Supporting Constitutional Amendment to Limit Campaign Spending and End Artificial Corporate Rights in Response to the Passage of Measure G in November 2012]**  
**Sponsors:** Avalos; Chiu  
 Resolution responding to the passage of Measure G by San Francisco voters on November 6, 2012, by urging members of San Francisco's Congressional delegation to pass a constitutional amendment to limit campaign contributions and spending and end artificial corporate rights. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Requests for Hearing**

- 130099 [Hearing - Illegal Manipulation of the London Inter-Bank Offered Rate on San Francisco's Finances]**  
**Sponsor:** Avalos  
 Hearing to review the impact of illegal manipulation of the London Inter-Bank Offered Rate on San Francisco's finances; to explore options to recover any losses; and to review any interest rate swaps or other financial instruments the City is engaged in that may have excessive interest rates or fees that should be renegotiated. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130100 [Hearing - Controller's Office Park Maintenance Report - FY2011-2012]**  
**Sponsor:** Chu  
 Hearing to review the Controller's Office Park Maintenance Report for FY2011-2012 and status of parks throughout the City. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 130101 [Hearing - Municipal Transportation Authority and the Office of Housing, Opportunity, Partnerships, and Engagement - Outreach Efforts]**  
**Sponsor:** Chu  
Hearing an update from the Municipal Transportation Authority and the Office of Housing, Opportunity, Partnerships, and Engagement on outreach efforts for the large vehicle restriction Ordinance. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130102 [Hearing - Citizen's General Obligation Bond Oversight Committee Annual Report]**  
**Sponsor:** Chu  
Hearing to review the Citizen's General Obligation Bond Oversight Committee's most recent annual report, as required by the City's Administrative Code. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130103 [Hearing - Controller's Office Street and Sidewalk Maintenance Standards Annual Report - FY2011-2012]**  
**Sponsor:** Chu  
Hearing to review the Controller's Office Street and Sidewalk Maintenance Standards Annual Report for FY2011-2012 and any other updates. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130104 [Hearing - State of HIV Services - FY2013-2014 Budget]**  
**Sponsors:** Wiener; Campos  
Hearing on the state of HIV services in the upcoming FY2013-2014 Budget, where the Department of Public Health, the Mayor's Budget Office, the Controller, and community organizations will report on what Federal and State cuts HIV services will experience; what the impacts of these cuts will be; and how the City can respond in making up for the cuts on a local level. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130105 [Hearing - City's Policy of Comparable Worth and Historic Efforts to Eliminate Pay Inequities]**  
**Sponsor:** Avalos  
Hearing to review the City's policy of comparable worth and historic efforts to eliminate pay inequities based on race and gender, including how current practices of Department of Human Resources measure up to the comparable worth standard as defined in 1986's Proposition H. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130106 [Hearing - Bike Thefts]**  
**Sponsors:** Mar; Breed and Chiu  
Hearing on best practices for preventing bike thefts in the City and County of San Francisco and improving recovery rates. RECEIVED AND ASSIGNED to Public Safety Committee.

## **Introduced at the Request of a Department**

### **PROPOSED ORDINANCES**

**130034 [Settlement of Lawsuit - Mary Bull - \$465,000]**

Ordinance authorizing settlement of a lawsuit filed by Mary Bull, Lisa Giampaoli, Alexis Bronson, Micky Mangosing, Leigh Fleming, Laura Timbrook, J. Quechan Allen, Diana Smith, Michele De Ranleau, Michael Marron, Steve Noh, Sister Bernie Galvin, and Brian Vowell against the City and County of San Francisco for an amount not to exceed \$465,000; the lawsuit was filed on April 23, 2003, in United States District Court, Northern District of California, Case No. C03-1840 (CRB); entitled Mary Bull et al. v. City and County of San Francisco. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

**130062 [Planning, Administrative Codes - Miscellaneous Technical Amendments, Fee Changes, Clarifications, and Corrections]**

Ordinance amending the Planning and Administrative Codes, to correct errors, and make language revisions and updates; revise graphics to be consistent with text; amend fees to be charged for certain kinds of applications and appeals; clarify the meaning of certain Planning Code sections; and adopt findings, including findings under the California Environmental Quality Act and Planning Code, Section 302, and findings of consistency with the General Plan and Planning Code, Section 101.1. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### **PROPOSED RESOLUTIONS**

**130057 [Lease Termination Agreement - Ellis-O'Farrell Parking Corporation - 123 O'Farrell Street - January 31, 2013]**

Resolution authorizing the termination of the lease agreement with the Ellis-O'Farrell Parking Corporation and authorizing the Director of Transportation to execute a Lease Termination Agreement for property located at 123 O'Farrell Street, terminating on January 31, 2013. (Municipal Transportation Agency). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**130063 [Street Artist Spaces - Post Street at Stockton Street]**

Resolution approving re-designation, for six months, two temporary selling spaces on Post Street, northwest corner, at Stockton Street, for street artists certified by the Arts Commission. (Arts Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**130064 [Street Artist Space - Leavenworth Street at Jefferson Street]**

Resolution approving re-designation of one selling space on Leavenworth Street, west side, at Jefferson Street, for six months, for street artists certified by the Arts Commission; exempting said space from the regulations of Police Code, Section 2405(c)(6) and (11), prohibiting selling within ten feet from the outer edge of any entrance to any building and prohibiting selling within five feet from the display of any other street artist. (Arts Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## **Clerk to Act – January 29, 2013**

*There were no Clerk to Act requests submitted at the January 29, 2013 Board Meeting.*

### **In Memoriams**

Jonathan H. Beaver – Supervisor Campos

Lucille Chin – President Chiu

Kerri Stolz – Supervisor Kim

Marlene Jones – Supervisor Kim

Daniel Colon – Supervisor Avalos





# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, February 5, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

**130086 [Administrative Code - Dissolving Neighborhood Community Justice Task Force]**

Ordinance amending the Administrative Code, by repealing Article VIII, to dissolve the Neighborhood Community Justice Task Force. (Clerk of the Board). RECEIVED AND ASSIGNED to Rules Committee.

**130087 [Administrative Code - Dissolving Energy Efficiency Steering Committee]**

Ordinance amending the Administrative Code, by repealing Article IX, to dissolve the Energy Efficiency Steering Committee. (Clerk of the Board). RECEIVED AND ASSIGNED to Rules Committee.

**130117 [Appropriating \$3,194,677 of Fee Revenue for the Planning Department - FY2012-2013]**

**Sponsor: Mayor**

Ordinance appropriating \$3,194,677 of fee revenue for the Planning Department in FY2012-2013 to reduce the backlog of planning cases and building permits requiring review, and funding the Permit and Project Tracking System, and Central Corridor Environmental Impact Report, including \$2,092,677 to fund staff positions, \$807,000 to fund office space reconfiguration, records and information technology improvements, and updated guidelines and procedures, \$45,000 to fund training and configuration needs of the Permit and Project Tracking System, and \$250,000 to fund the Central Corridor Environmental Impact Report. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

**130118 [Public Employment - Amendment to the Annual Salary Ordinance for Planning Department - FY2012-2013]**

**Sponsor: Mayor**

Ordinance amending Ordinance No. 165-12 (Annual Salary Ordinance FY2012-2013) to reflect the addition of 10 positions (10.00 FTEs) Class 1404 (Clerk), 5277 (Planner I), 5278 (Planner II), 5291 (Planner III), and 5298 (Planner III - Environmental Review) in the Planning Department to focus on reducing the backlog of planning cases and building permits requiring review. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

- 130119 [Building Code - Mandatory Seismic Retrofit Program - Wood-Frame Buildings]**  
**Sponsors:** Mayor; Chiu, Wiener, Yee, Farrell, Breed and Mar  
Ordinance amending the Building Code, to establish a Mandatory Seismic Retrofit Program for wood-frame buildings of three or more stories and containing five or more dwelling units where the permit to construct was applied for prior to January 1, 1978, and the building has not been seismically strengthened; establishing a fee for administering the program; adopting environmental findings, and findings of local conditions under California Health and Safety Code, Section 17958.7; establishing an operative date; and directing the Clerk of the Board to forward the legislation to specified State agencies. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## **Resolutions**

- 130097 [Dissolving Area Plan Infrastructure Finance Committee]**  
Resolution repealing Resolution No. 432-10 to dissolve the Area Plan Infrastructure Finance Committee. (Clerk of the Board). RECEIVED AND ASSIGNED to Rules Committee.
- 130120 [Accept and Expend Grant - Streetscape and Circulation Improvements - Folsom and Howard Streets - \$200,000]**  
**Sponsor:** Mayor  
Resolution authorizing the Planning Department to accept and expend a grant in the amount of \$200,000 from the Metropolitan Transportation Commission for the inclusion of streetscape and circulation improvements on Folsom and Howard Streets between Second and Fifth Streets in the Central Corridor Draft Plan environmental analysis for the period of February 8, 2012, through July 31, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130121 [Lease - Los Altos Hotel Associates, LLC - Hotel Parking and Recreation Purposes]**  
**Sponsor:** Mayor  
Resolution authorizing the General Manager of the Public Utilities Commission to execute a 20 year lease with Los Altos Hotel Associates, LLC, for approximately 47,916 square feet of land known as Bay Division Pipelines 3 and 4, Parcel No. 232A, located in the City of Los Altos, Santa Clara County, California, for hotel parking and recreation purposes. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130122 [Accept and Expend Grant - Boeddeker and Promontory Parks Projects - \$776,500]**  
**Sponsors:** Mayor; Cohen and Kim  
Resolution authorizing the Recreation and Park Department to accept and expend a grant in the amount of \$776,500 from the California Department of Housing and Community Development for the Recreation and Park Department's Boeddeker Park Project (\$450,000) and the Mayor's Office of Housing Promontory Park Project (\$326,500) for the period of November 28, 2012, through June 30, 2016. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130123 [Urging the Retirement Board to Divest from Fossil Fuel Companies]**  
**Sponsors:** Avalos; Mar and Breed  
Resolution urging the Retirement Board of the Employees' Retirement System to divest from publicly traded fossil fuel companies. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130124 [Correcting the Accept and Expend Grant Amount in Resolution No. 384-12 - Compensation for Crime Victims - \$2,142,414]**  
**Sponsor:** Avalos  
Resolution correcting the not to exceed amount in Resolution No. 384-12, a resolution retroactively authorizing the Office of the District Attorney to accept a grant from the California Victim Compensation and Government Claims Board for a project entitled "Joint Powers Agreement," from \$714,138 to \$2,142,414 for the period of July 1, 2012, through June 30, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130125 [Urging the Retirement Board to Divest from Firearm and Ammunition Manufacturers]**  
**Sponsors:** Avalos; Mar, Campos, Yee and Breed  
Resolution urging the Retirement Board of the Employees' Retirement System to divest from publicly-traded firearm and ammunition manufacturers. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Requests for Hearing**

- 130126 [Hearing - Budget Updates]**  
**Sponsor:** Farrell  
Hearing on the budget updates from the Mayor, Controller, Budget and Legislative Analyst, and City Departments, including balance, shortfalls, strengths, and additional revenues. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130127 [Hearing - Storm Preparedness and Responsiveness]**  
**Sponsor:** Mar  
Hearing on the City's storm preparedness and responsiveness. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 130128 [Hearing - Street Furniture Clutter]**  
**Sponsor:** Wiener  
Hearing to review the efforts and strategies of the Department of Public Works, Municipal Transportation Agency, and Planning Department to reduce clutter on sidewalks, specifically focused on news racks, large kiosks, and Muni bus shelters, including improving pedestrian access, and ensuring that City contractors install and maintain these structures in a manner that respects the needs of neighborhoods. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 130130 [Hearing - Annual Approval of the Board of Supervisors Budget - FY2013-2014 and FY2014-2015]**  
Hearing to consider and approve the proposed Board of Supervisors Budget for FY2013-2014 and FY2014-2015. (Clerk of the Board). RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCE**

#### **130070 [Planning Code - Duboce Park Historic District]**

Ordinance amending the Planning Code, by adding a new Appendix N to Article 10, Preservation of Historical, Architectural, and Aesthetic Landmarks, to create the Duboce Park Historic District; and making findings, including environmental findings, and findings of consistency with the General Plan, and Planning Code, Section 101.1(b). (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### **PROPOSED RESOLUTIONS**

#### **121225 [Contract Amendment - Xtech - \$90,580,000]**

Resolution authorizing the Office of Contract Administration to enter into the Seventh Amendment between the City and Xtech (part of the Technology Store procurement vehicle) in which the amendment shall increase the contract amount from \$60,490,000 to \$90,580,000 for the period of January 1, 2009, through December 31, 2013. (Office of Contract Administration). SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

#### **130056 [California Environmental Quality Act Findings - Calaveras Dam Replacement Project]**

Resolution adopting findings under the California Environmental Quality Act related to modifications to the San Francisco Public Utilities Commission Water System Improvement Program Calaveras Dam Replacement Project, located in Alameda and Santa Clara Counties, including the adoption of a mitigation monitoring and reporting program and a statement of overriding considerations; and directing the Clerk of the Board of Supervisors to notify the Controller of this action. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – February 5, 2013**

**Requests Granted**

From: Supervisor Farrell

To: Director, Municipal Transportation Agency

Requesting/Inquiring: Requesting the Municipal Transportation Agency to report on the condition of the MUNI transit vehicles and the steps being taken to ensure safety for riders while in transit.

Supervisor Farrell's office has recently been confronted with constituent concerns relating to the conditions of the SFMTA MUNI fleet. As public transportation is an integral part of the San Francisco community, the Supervisor requests that the SFMTA report back regarding the overall condition of San Francisco's transit vehicles.

One of the concerns is a lack of nylon holding straps and rails on MUNI transit vehicles, making it difficult to hold on during transit, thus, increasing the risk of injury. While this is merely an example of a current safety concern, simple issues such as this are especially problematic for seniors and disabled individuals. What steps are being taken by the SFMTA to ensure the safety of seniors, disabled individuals, and the general public while the riders are in transit? What procedures are in place to replace nylon straps on the MUNI transit vehicles when they deteriorate, or fall off completely? Additionally, is there a project timeline in place where constituents can expect these repairs to be made? Are there any other impending safety changes on MUNI expected?

Furthermore, please describe MUNI's process of repair? How long does it typically take to remedy safety concerns and what is the general procedure involved? The goal is to ensure that those riding MUNI, particularly seniors and disabled individuals, have the ability to benefit from San Francisco's public transit without jeopardizing their safety.

**In Memoriams**

Dr. Arlene Ackerman – Full Board

Norman John Borchman – Supervisor Yee



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
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## Legislation Introduced at Roll Call

Tuesday, February 12, 2013

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### Ordinance

#### 130146 [Health Code - Commercial Dog Walking Regulations]

Sponsor: Wiener

Ordinance amending the Health Code to correct numbering and clarify provisions of the Commercial Dog Walking Ordinance. ASSIGNED to Land Use and Economic Development Committee.

### Resolutions

#### 130147 [Accept and Expend Grant - FY2009 Buffer Zone Protection Program - \$282,506]

Sponsor: Mayor

Resolution amending Resolution No. 529-11, to retroactively increase FY2009 Buffer Zone Protection Program grant funds from \$199,820 to \$282,506. RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### 130148 [War Memorial Veterans Building - Transferable Development Rights]

Sponsors: Mayor; Kim and Chiu

Resolution authorizing the Director of Property to execute and cause to be recorded a Certificate of Transfer and Transfer of Development Rights (TDR) Agreement, and to take such other actions as may be necessary to effectuate a TDR transfer from the War Memorial Veterans Building pursuant to Planning Code, Section 128. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 130150 [Accept and Expend Grant - Used Motor Oil Recycling - \$229,123]

Sponsor: Mar

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of \$229,123 from the California Department of Resources Recycling and Recovery for the purpose of increasing used motor oil recycling and household hazardous waste management for the period of April 30, 2013, through June 30, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130151 [Opposing the Indefinite Detention Provisions of the National Defense Authorization Act]**  
**Sponsors:** Chiu; Avalos, Breed, Campos, Kim and Mar  
Resolution opposing the indefinite detention provisions of the National Defense Authorization Act, instructing public agencies to decline requests by Federal agencies acting under detention powers, urging law enforcement officials to allow detainees to due process, and requesting members of Congress to repeal the detention provisions of the Act. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130152 [UCSF Philip R. Lee Institute for Health Policy Studies Day - February 27, 2013]**  
**Sponsor:** Mar  
Resolution commending the Philip R. Lee Institute for Health Policy Studies at the University of California, San Francisco (UCSF), and declaring February 27, 2013, as UCSF Philip R. Lee Institute for Health Policy Studies Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Requests for Hearing**

- 130153 [Hearing - America's Cup Organizing Committee's Fundraising and Finances]**  
**Sponsor:** Avalos  
Hearing to review the status of the America's Cup Organizing Committee's (ACOC) efforts to raise \$32 million from private sources to reimburse the City for a portion of the City's costs related to the America's Cup, including an update from the Controller on the ACOC's financial position, what the City's potential liabilities are if the ACOC fails to raise this sum, and what the City's options are for recovering any outstanding fundraising obligations, and will also consider the original determination of financial feasibility for the America's Cup, and whether the City is still responsible for staging the event when the event organizers have not fulfilled their financial obligations. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130154 [Hearing - Administrative Code Chapter 12N - Lesbian, Gay, Bisexual, Transgender, Queer, and Questioning Youth: Youth Services Sensitivity Training]**  
**Sponsors:** Avalos; Campos and Wiener  
Hearing regarding various City departments, including but not limited to, the Department of Children, Youth and Their Families, Department of Public Health, Human Services Agency, Recreation and Parks Department, Office of Economic and Workforce Development, Juvenile Probation Department, Department on the Status of Women, Library, and Human Rights Commission efforts to implement the Lesbian, Gay, Bisexual, Transgender, Queer, and Questioning (LGBTQQ) youth sensitivity training requirements laid out in Administrative Code, Chapter 12N; and addressing learning objectives for City employees and contractors who are required to undergo the training, it will also provide an opportunity to work with City departments to address administrative barriers to the inclusion and tracking of LGBTQQ youth in City services, including the content of intake forms, appropriate bathroom facilities, and the ability to make appropriate further referrals based on the myriad issues faced by LGBTQQ youth. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.



- 130155 [Hearing - Municipal Transportation Agency's Parking Meter Expansion Program into Neighborhoods]**  
**Sponsor:** Farrell  
Hearing on the Municipal Transportation Agency's Parking Meter Expansion Program into the City's neighborhoods and residential areas; and requesting information on the statistics driving this expansion, revenues anticipated, policy rationale, and an update on future plans and projects that include parking meter expansions into our neighborhoods. RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
- 130156 [Hearing - Mayor's Pedestrian Safety Strategy and Action Plan]**  
**Sponsors:** Kim; Yee  
Hearing to review the goals, funding, and implementation of the Mayor's Pedestrian Safety Strategy and Action Plan, with presentations from the Mayor's Pedestrian Safety Task Force (co-chaired by the Municipal Transportation Agency and the Department of Public Health), and additional input requested from the County Transportation Authority and the Police Department. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130157 [Hearing - Status of the Better Market Street Project and the Recent Proposal to Include a Study of a Separated Bicycle Lane on Mission Street Instead of on Market Street]**  
**Sponsors:** Wiener; Chiu  
Hearing requesting the Municipal Transportation Agency, Department of Public Works, Planning Department, and the County Transportation Authority to provide an update on the Better Market Street Project, including schedule and progress on improving interagency coordination, and the proposal to construct a separated bicycle lane on Mission Street; given that bicycling is an important element of the City's commitment to a revitalized Market Street and a critical component of the City's transportation network, the Departments are requested to discuss how diverting bicycles to Mission Street is in the best interest of the City and the Better Market Street Project. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130158 [Hearing - Use of Revenues Generated by Octavia Boulevard Parcel Sales for Uses Other than Transportation Improvements]**  
**Sponsors:** Wiener; Breed  
Hearing requesting the Office of Economic and Workforce Development, Mayor's Office of Housing, Municipal Transportation Agency, Planning Department, and the County Transportation Authority to report on the status of the Octavia Boulevard land parcel sales and unused revenue associated with those sales; specifically, Departments are asked to report on the rationale for using this revenue for uses other than satisfying the transportation-related needs on and around Octavia, as well as possible resolutions for meeting both the area's significant transit needs as well as affordable housing needs. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCES**

**130111 [Settlement of Lawsuit - Derek Kerr, M.D. - \$750,000]**

Ordinance authorizing settlement of the lawsuit filed by Derek Kerr, M.D., against the City and County of San Francisco for \$750,000; the lawsuit was filed on November 16, 2010, in United States District Court of California, Case No. C-10-5733 CW; entitled Derek Kerr, M.D. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

**130112 [Settlement of Lawsuit - Rissa Kossen, et al. - \$27,500]**

Ordinance authorizing settlement of the lawsuit filed by Rissa Kossen and Cameron Kossen against the City and County of San Francisco for \$27,500; the lawsuit was filed on December 1, 2011, in San Francisco County Superior Court, Case No. CGC-11-517538; entitled Rissa Kossen and Cameron Kossen, et al. v. City and County of San Francisco, et al.; other material terms of said settlement is full payment of San Francisco General Hospital's lien. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

**130113 [Settlement of Lawsuit - Ana Guevara - \$75,000]**

Ordinance authorizing settlement of the lawsuit filed by Ana Guevara against the City and County of San Francisco for \$75,000; the lawsuit was filed on October 13, 2011, in San Francisco Superior Court, Case No. CGC-11-515089; entitled Ana Guevara v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### **PROPOSED RESOLUTION**

**130072 [Airport Concession Lease - Clear Channel Outdoor, Inc., dba Clear Channel Airports - \$10,000,000 Minimum Annual Guarantee]**

Resolution approving the Airport Advertising Lease between Clear Channel Outdoor, Inc., dba Clear Channel Airports, acting by and through its Airport Commission, for an eight year term with a minimum annual guarantee of \$10,000,000. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – February 12, 2013**

**Board Meeting Minutes for January 8, 2013, approved.**

*There were no Clerk to Act requests submitted at the February 12, 2013 Board Meeting.*

**In Memoriams**

Antonio "Sonny" Palabrica – Supervisor Chu

Diana Sullivan – Supervisor Kim

Charlie Morgan – Supervisor Wiener

Keiko Fukuda – Supervisor Wiener



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, February 26, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

90  
13  
126/113

#### 120796 [Planning Code, Zoning Map - Establishing the Divisadero Street Neighborhood Commercial District]

Sponsor: Breed

Ordinance amending the Planning Code to establish the Divisadero Street Neighborhood Commercial District (NCD) along Divisadero Street between Haight and O'Farrell Streets; repeal the Divisadero Street Alcohol Restricted Use District (RUD); amend various other sections to make conforming and other technical changes; amending the Zoning Map to add the Divisadero Street NCD and delete the Divisadero Street RUD; and adopting environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### 130179 [Agreement - Tom Eliot Fisch/Knapp Architects, JV - Authorizing Waiver of Certain As-Needed Contract Requirements In Order to Complete Design and Engineering of Bayview Opera House - Not to Exceed \$1,275,000]

Sponsor: Cohen

Ordinance waiving the as-needed contract modification not to exceed amount requirement under Administrative Code Section 6.64, and authorizing the Director of Public Works to amend its as-needed Architectural Services Agreement with Tom Eliot Fisch/Knapp Architects, JV by increasing the not to exceed amount by \$150,000 from \$1,125,000 to \$1,275,000 for the limited purpose of completing the design and engineering for the Bayview Opera House project. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

#### 130180 [Planning Code - Pre-Application Meetings in Product/Distribution/Repair-1-B Districts]

Sponsor: Cohen

Ordinance amending the Planning Code, by adding Section 313, to require pre-application meetings for certain projects in the PDR-1-B Districts; and making environmental, General Plan, and Planning Code, Section 101(b), findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

- 130181 [Administrative Code - Exceptions to Seismic Safety Loan Program Requirements for a \$2,379,464 Loan to Hotel Isabel, 1091 Mission Street]**  
**Sponsor:** Kim  
 Ordinance approving exceptions to requirements of the Seismic Safety Loan Program (SSLP) under the Administrative Code and the SSLP Program Regulations, regarding a \$2,379,464 loan for an existing affordable housing project at the Hotel Isabel located at 1091 Mission Street. ASSIGNED to Land Use and Economic Development Committee.
- 130182 [Police, Administrative Codes - Entertainment-Related Permits]**  
**Sponsor:** Wiener  
 Ordinance amending the Police Code to clarify permit requirements and procedures, as well as to expand suspension, citation, and enforcement provisions regarding Entertainment Commission permits, including Place of Entertainment Permits, Limited Live Performance Permits, Temporary Place of Entertainment Permits, Temporary Limited Live Performance Permits, Extended-Hours Premises Permits, and Temporary Extended-Hours Premises Permits, and noise limits and standards; amending the Administrative Code to clarify fee setting and reporting procedures; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130183 [Accept and Expend Grant - FY2012 Second Chance Act Juvenile Offender Reentry Program and Amendment to the Annual Salary Ordinance, FY2012-2013 - \$461,166]**  
**Sponsor:** Breed  
 Ordinance authorizing the Juvenile Probation Department (JPD) to retroactively accept and expend a grant in the amount of \$461,166 from the Office of Justice Programs for the United States Department of Justice for funding under the FY2012 Second Chance Act Juvenile Offender Reentry Program (Second Chance grant award); and amending Ordinance No. 165-12 (Annual Salary Ordinance, FY2012-2013 and FY2013-2014) to reflect the addition of one Class 2910 Social Worker grant-funded position (0.4 FTE) at JPD. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130185 [Appropriating \$751,312 of General Fund Reserve to the Public Defender for Salary Expenditures - FY2012-2013]**  
**Sponsors:** Campos; Avalos and Mar  
 Ordinance appropriating \$751,312 from the General Fund Reserve to the Public Defender for salary expenditures in FY2012-2013, pursuant to Charter Section 9.113, this appropriation is subject to a two-thirds affirmative vote of all members of the Board of Supervisors. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130186 [Environment Code - Repealing Yellow Pages Distribution Pilot Program]**  
**Sponsor:** Chiu  
 Ordinance amending the Environment Code by repealing Yellow Pages Distribution Pilot Program. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## **Resolutions**

- 130172 [Multifamily Housing Revenue Bonds - 1100 Ocean Avenue - Not to Exceed \$25,000,000]**  
**Sponsor:** Yee  
Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$25,000,000 for 1100 Ocean Avenue (Assessor's Parcel No. 3180, portion of Lot No. 1); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$25,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130173 [Adjusting the Access Line Tax with the Consumer Price Index of 2013]**  
**Sponsor:** Mayor  
Resolution concurring with the Controller's establishment of the Consumer Price Index for 2013, and adjusting the Access Line Tax by the same rate. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130174 [Approval of a 60 Day Extension for Planning Commission Review of Conversion, Demolition, Merger, and Conformity of Residential Uses (File No. 130041)]**  
**Sponsor:** Avalos  
Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 130041) amending the Planning Code by repealing Sections 790.84, 790.86, 890.84, and 890.86 and amending Section 317 and various other sections to: 1) revise the criteria for the residential demolition, conversion and merger; 2) standardize definitions of residential demolition, conversion and merger across various use districts; 3) permit the enlargement or alteration of dwelling units which are nonconforming as to density in districts where dwelling units are principally permitted if there is no increase in nonconformity of height, bulk, or required rear yards or setbacks; 4) permit alterations to nonconforming uses or noncomplying structures to comply with disabled access requirements or to provide secure bicycle parking; 5) establish a strong presumption in favor of preserving dwelling units in enforcement of requirements for nonconforming uses, structures and lots; and 6) making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 130175 [Accept and Expend Grant - Keys to Freedom Program - \$599,894]**  
**Sponsor: Breed**  
Resolution authorizing the Sheriff's Department to retroactively accept and expend \$599,894 in funds from the U.S. Department of Justice, Office of Justice Programs, through the Second Chance Act Reentry Program for adult offenders with co-occurring substance abuse and mental health disorders, for The Keys to Freedom Program to increase public safety, and reduce recidivism among incarcerated and recently released women and transgendered adults in the City and County of San Francisco; and waiving any indirect costs for the period of October 1, 2012, through September 30, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130176 [Accept and Expend Grant - FY2007 Supplemental Port Security - \$376,700]**  
**Sponsor: Chiu**  
Resolution authorizing the San Francisco Fire Department to retroactively accept and expend a grant in the amount of \$376,700 from the Federal Emergency Management Agency for the FY2007 Supplemental Port Security Grant Program for assets to enhance the Fire Department's water-based response capabilities and increase its protection of the Port of San Francisco and the San Francisco Bay for the period of October 1, 2007, through September 30, 2012. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130177 [Multifamily Housing Revenue Bonds - Broadway Sansome Apartments - \$23,900,000]**  
**Sponsor: Chiu**  
Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$23,900,000 for the purpose of providing financing for the acquisition and construction of a 75-unit multifamily rental housing project known as Broadway Sansome Apartments; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the forms of and authorizing the execution of certain loan documents; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130178 [Accept and Expend Grant - CalRecycle Tire Derived Product Program - \$150,000]**  
**Sponsor: Farrell**  
Resolution authorizing the Recreation and Park Department to retroactively accept and expend a CalRecycle Tire-Derived Product (TDP) Grant in the amount of \$150,000 from the California Department of Resources Recycling and Recovery for the purchase of TDP materials for use at various City park sites for the period of June 1, 2011, through March 31, 2013. (Recreation and Park Department). TRANSFERRED to Budget and Finance Sub-Committee.



- 130184 [Approval of a 60 Day Extension for Planning Commission Review of Rezoning of 1111 Eighth Street (File No. 111278)]**  
**Sponsor:** Cohen  
Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on a proposed Ordinance (File No. 111278) that would amend the Planning Code, by adding Section 249.67, and amending Section Map SU08 of the Zoning Map, to establish the Art and Design Educational Special Use District at 1111 Eighth Street to facilitate the continued operation of the California College of the Arts and provide a regulatory scheme for a potential future phased expansion of the campus; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130188 [Accept and Expend Grant - Trust for Public Land - \$3,350,000]**  
**Sponsor:** Kim  
Resolution authorizing the Recreation and Park Department to retroactively accept and expend a grant of up to \$3,350,000 from the Trust for Public Land for the design and construction of improvements to Father Alfred E. Boeddeker Park for the period of August 2012, through June 20, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130189 [Urging the California State Legislature to Pass Senate Bill 219]**  
**Sponsors:** Mar; Yee  
Resolution urging the California State Legislature to Pass Senate Bill 219 to permanently extend double fine zones along State Highway Route 1 between Junipero Serra Boulevard and Lake Street and State Highway Route 101 between Golden Gate Avenue and Lyon Street. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130190 [Multifamily Housing Revenue Obligations - 2175 Market Street Apartments - \$30,000,000]**  
**Sponsor:** Wiener  
Resolution authorizing the execution/issuance, sale and delivery of a multifamily mortgage revenue note and subordinate multifamily housing revenue bonds in an aggregate principal amount not to exceed \$30,000,000 (together, the "Obligations") for the purpose of providing financing for the acquisition and construction of a 88-unit multifamily residential rental housing development known as the 2175 Market Street Apartments; approving the form of and authorizing the execution of a funding loan agreement and borrower loan agreement providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a subordinate trust indenture providing the terms and conditions of the subordinate bonds; approving the form of and authorizing the execution of a subordinate loan agreement relating to the subordinate bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the Obligations and the project; approving modifications, changes and additions to the documents; granting general authority to City officials to take actions necessary to implement this resolution; and ratifying and approving any action heretofore taken in connection with the Obligations and the project. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**130191 [Apply For - CalHome Program]**

**Sponsor:** Mayor

Resolution authorizing the Mayor's Office of Housing to submit an application to the California Department of Housing and Community Development for funding under the CalHome Program; the execution of a standard agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the CalHome Program. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Requests for Hearing**

**130159 [Hearing - Shared Schoolyards Project]**

**Sponsor:** Farrell

Hearing to provide an update on the Shared Schoolyards Project and an opportunity for discussion about what is working well with the program, as well as what can be done better. RECEIVED AND ASSIGNED to City and School District Select Committee.

**130192 [Hearing - Sheriff Department Budget Update - FY2013-2014 and FY2014-2015]**

**Sponsor:** Farrell

Hearing to receive an update on the Sheriff Department's budget for FY2013-2014 and FY2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**130193 [Hearing - Recreation and Park Department Budget Update - FY2013-2014 and FY2014-2015]**

**Sponsor:** Farrell

Hearing to receive an update on the Recreation and Park Department's budget for FY2013-2014 and FY2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**130194 [Hearing - Department of Public Health Budget Update - FY2013-2014 and FY2014-2015]**

**Sponsor:** Farrell

Hearing to receive an update on the Department of Public Health's budget for FY2013-2014 and FY2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**130195 [Hearing - Department on Children, Youth, and Their Families and First Five Commission Budget Update - FY2013-2014 and FY2014-2015]**

**Sponsor:** Farrell

Hearing to receive update on the Department on Children, Youth, and their Families and First Five Commission's budget for FY2013-2014 and FY2014-2015. RECEIVED AND ASSIGNED to Board of Supervisors.

**130196 [Hearing - Department of Public Works Budget Update - FY2013-2014 and FY2014-2015]**

**Sponsor:** Farrell

Hearing to receive an update on the Department of Public Works budget for FY2013-2014 and FY2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**130197 [Hearing - Fire Department Budget Update - FY2013-2014 and FY2014-2015]**

**Sponsor:** Farrell

Hearing to receive an update on the Fire Department's budget for FY2013-2014 and FY2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130198 [Hearing - Police Department Budget Update - FY2013-2014 and FY2014-2015]**  
**Sponsor:** Farrell  
Hearing to receive an update on the Police Department's budget for FY2013-2014 and FY2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130199 [Hearing - Human Services Agency Budget Update - FY2013-2014 and FY2014-2015]**  
**Sponsor:** Farrell  
Hearing to receive an update on the Human Services Agency's budget for FY2013-2014 and FY2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130200 [Hearing - City's Reserve and Set-Aside Policy - FY2013-2014 and FY2014-2015]**  
**Sponsor:** Farrell  
Hearing to consider City's reserve and set-aside policies for FY2013-2014 and FY2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130201 [Hearing - Ten-Year Capital Plan]**  
**Sponsor:** Farrell  
Hearing to receive an update from the Capital Planning Program on the City's Ten-Year Capital Plan. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130202 [Hearing - Five-Year Financial Plan]**  
**Sponsor:** Farrell  
Hearing to receive an update from the Controller's Office and the Mayor's Budget Office on the City's Five-Year Financial Plan. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130203 [Hearing - Information and Communication Technology Plan]**  
**Sponsors:** Farrell; Chiu  
Hearing to receive an update from the Mayor's Budget Office on the City's Information and Communication Technology Plan. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130204 [Hearing - Information Technology Upgrades for Emergency Personnel]**  
**Sponsor:** Farrell  
Hearing to receive an update from the Mayor's Budget Office on the draft plan outlining immediate information technology upgrades for San Francisco's emergency personnel. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130205 [Hearing - Public Health Projected Deficit - \$45,900,000 - FY2012-2013]**  
**Sponsor:** Farrell  
Hearing to receive an update from the Department of Public Health on the \$45,900,000 deficit projected by the Controller's six-month report and plans to address the deficit. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130206 [Hearing - Municipal Transportation Agency's Traffic Calming Program]**  
**Sponsor:** Kim  
Hearing to receive an update on the Municipal Transportation Agency's Traffic Calming Program (Program), particularly the school criteria for funding, including an updated list of schools currently receiving funding through the Program, and potential criteria and physical solutions for schools that operate near heavy traffic arterials where lowering the speed limit by creating a "School Zone" is not an option. RECEIVED AND ASSIGNED to City and School District Select Committee.

- 130207 [Hearing - Proposition H Expenditure Plan and Reauthorization]**  
**Sponsor:** Kim  
Hearing to receive updates from the Mayor's Budget Office, Controller's Office, and San Francisco Unified School District (SFUSD) on the Proposition H expenditure plan, the establishment of standardized processes for allocation of funds to SFUSD by the City and County of San Francisco, and the status of possible reauthorization of Proposition H. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 130208 [Hearing - Displacement of Residential Fire Victims]**  
**Sponsor:** Mar  
Hearing on the City and County of San Francisco's response to the needs of fire victims after displacement from residential fires. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

### **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCES**

- 130131 [Administrative Code - Agricultural Inspection Fees]**  
Ordinance amending the Administrative Code, Section 1.10, to revise registration fees for inspecting agricultural products; and making environmental findings. (Public Health Department). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130132 [Administrative Code - Weights and Measures Fees]**  
Ordinance amending the Administrative Code, Section 1.13-5, to revise registration fees for inspecting and testing weighing and measuring devices as provided by State law; and making environmental findings. (Public Health Department). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130133 [Administrative Code - Public Health Solid Waste Penalties Fund]**  
Ordinance amending the Administrative Code, by adding Section 10.100-217, to establish a fund for the deposit of civil penalties assessed by the Department of Public Health and paid by operators of solid waste facilities for violation of solid waste disposal laws; and making environmental findings. (Public Health Department). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130135 [Settlement of Lawsuit - Shawn and Sarah Myers - \$200,000]**  
Ordinance authorizing settlement of the lawsuit filed by Shawn and Sarah Myers against the City and County of San Francisco for \$200,000; the lawsuit was filed on February 27, 2008, in United States District Court, Case No. 08-cv-1163; entitled Shawn Myers, et al., v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

**130136 [Settlement of Lawsuit - Veronica Hinkley Reck - \$70,000]**

Ordinance authorizing settlement of the lawsuit filed by Veronica Hinkley Reck against the City and County of San Francisco for \$70,000; the lawsuit was filed on July 27, 2011, in Alameda Superior Court, Case No. RG-11-587571; entitled Veronica Hinkley Reck, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

**PROPOSED RESOLUTIONS**

**130110 [Street Artist Spaces - Market Street at Spear Street]**

Resolution approving designation of five selling spaces on Market Street, north side, at Spear Street, for Saturday use by street artists certified by the Arts Commission; exempting said spaces from the regulations of Police Code, Section 2405(c), relating to street artist display size, distance from entrances, and distance between artists' displays. (Arts Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**130137 [Settlement of Unlitigated Claim - SF Works - \$110,000]**

Resolution approving the settlement of the unlitigated claim filed by the City and County of San Francisco against SF Works for \$110,000. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

**Clerk to Act – February 26, 2013**

**Board Meeting Minutes for January 15, 2013, approved.**

*There were no Clerk to Act requests submitted at the February 26, 2013 Board Meeting.*

**In Memoriams**

Yvonne Harris – Supervisor Cohen

Cornelia Earlina Godfrey – Supervisor Kim

Wenzell Phillip Jackson – Supervisor Cohen

Lawrence Collins – Supervisor Avalos

# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, March 5, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

- 120814 [Planning Code, Zoning Map - Establishing the Fillmore Street Neighborhood Commercial District]**  
**Sponsor:** Breed  
Ordinance amending the Planning Code to establish the Fillmore Street Neighborhood Commercial District (NCD) along Fillmore Street between Bush and McAllister Streets; amend various other sections to make conforming and other technical changes; amending the Zoning Map to add the Fillmore Street NCD; and adopting environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 120883 [Planning Code - Establishing a Program to Monitor Student Housing Conversions]**  
**Sponsors:** Kim; Wiener  
Ordinance amending the Planning Code, by adding Section 102.36.1, to establish an annual monitoring requirement for student housing conversions; and making findings, including environmental findings, and findings of consistency with the priority policies of Planning Code, Section 101.1, and the General Plan. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 130062 [Planning, Administrative Codes, Zoning Map - Miscellaneous Technical Amendments, Fee Changes, Clarifications, and Corrections]**  
**Sponsor:** Tang  
Ordinance amending the Planning and Administrative Codes to correct errors; make language revisions and updates; revise graphics to be consistent with text; amend fees to be charged for certain kinds of applications and appeals; clarify the meaning of certain Planning Code sections; amend the Zoning Map to remove the incorrect Chinese Hospital Special Use District designation from Assessor's Block No. 0192, Lot No. 041; and adopt findings, including findings under the California Environmental Quality Act, and Planning Code, Section 302, and findings of consistency with the General Plan and Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.



- 130180 [Planning Code - Pre-Application Meetings in Production/Distribution/Repair-1-B (Light Industrial Buffer) District]**  
**Sponsor:** Cohen  
 Ordinance amending the Planning Code, by adding Section 313, to require pre-application meetings for certain projects in the Production/Distribution/Repair-1-B (Light Industrial Buffer) District; making environmental, General Plan, and Planning Code, Section 101(b) findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 130221 [Payment of Reward to Doe One - \$250,000]**  
**Sponsor:** Mayor  
 Ordinance authorizing payment of a \$250,000 reward to Doe One for supplying information leading to the arrest and conviction of the perpetrator who murdered Willie Allen. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130222 [Police Code - Membership in National Rifle Association]**  
**Sponsors:** Avalos; Chiu, Campos and Yee  
 Ordinance amending the Police Code to rescind the authorization for the Police Department to be a member of the National Rifle Association or to collect or expend tournament fees for the National Rifle Association. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.
- 130224 [Agreement - Pacific Gas and Electric Company - University Mound Reservoir Project - \$86,765.18]**  
**Sponsor:** Campos  
 Ordinance authorizing the Public Utilities Commission General Manager to enter into a long-term interconnection agreement with Pacific Gas and Electric Company to connect a small renewable energy project at University Mound Reservoir to the electric system; and waiving specific requirements of the Administrative Code and the Environment Code in the best interests of the City for an amount of \$86,765.18 with a duration of ten years and automatic renewal every year thereafter. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.
- 130225 [Administrative Code - Bayview Hunters Point Citizens Advisory Committee]**  
**Sponsor:** Cohen  
 Ordinance amending the Administrative Code to establish the Bayview Hunters Point Citizens Advisory Committee to provide policy advice to the City and County of San Francisco on planning and land use matters for Zone 2 of the Bayview Hunters Point Redevelopment Project Area. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130226 [Park Code - South of Market West Skatepark and Dog Park]**  
**Sponsor:** Kim  
 Ordinance amending the Park Code to designate portions of the property (Assessor's Block No. 3513, Lot Nos. 071 and 074) leased by the City and County of San Francisco from the State of California, immediately under and adjacent to the portions of the Central Freeway located between Otis and Stevenson Streets and between Valencia and Stevenson Streets and partially bounded by Duboce Avenue and referred to as "South of Market (SoMa) West Skatepark and Dog Park," as a "park" within the meaning of the Park Code and to authorize the Recreation and Park Department's Park Patrol to patrol those portions of the leased property; and making environmental findings, and findings of consistency with the General Plan. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.



## Resolutions

- 130227 [Lease - Van Ness Post Center, LLC - Law Library - 1200 Van Ness Avenue]**  
**Sponsor:** Mayor  
Resolution finding that 20,000 net rentable square feet is suitable and sufficient for the Law Library; authorizing the Director of Property to enter into a lease with Van Ness Post Center, LLC, for the Law Library at 1200 Van Ness Avenue; finding that the proposed relocation of the Law Library to such space is in conformance with the City's General Plan and the priority policies of Planning Code Section 101.1; and authorizing the Director of Property to find alternative comparable space if a lease with Van Ness Post Center, LLC cannot be finalized. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130228 [Ten-Year Capital Expenditure Plan - FY2013-2014 through FY2022-2023]**  
**Sponsors:** Mayor; Chiu  
Resolution adopting the City's Ten-Year Capital Expenditure Plan for FY2013-2014 through FY2022-2023 pursuant to Administrative Code, Section 3.20. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130229 [5-Year Financial Plan - FY2013-2014 through FY2017-2018]**  
**Sponsors:** Mayor; Farrell and Chiu  
Resolution adopting the City's 5-Year Financial Plan for FY2013-2014 through FY2017-2018 pursuant to Charter, Section 9.119. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130230 [5-Year Information and Communication Technology Plan - FY2013-2014 through FY2017-2018]**  
**Sponsors:** Mayor; Chiu  
Resolution adopting the City's 5-Year Information and Communication Technology Plan for FY2013-2014 through FY2017-2018 pursuant to Administrative Code, Section 22A.6. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130232 [Term Sheet Endorsement - CPMC Development Agreement]**  
**Sponsors:** Mayor; Chiu, Farrell and Campos  
Resolution endorsing a Term Sheet for revisions to a proposed development agreement with California Pacific Medical Center (CPMC) for CPMC's Long Range Development Plan, including new hospitals at the Cathedral Hill and St. Luke's Campuses, with any final development agreement subject to the approval of the Planning Commission, the Municipal Transportation Agency and the Board of Supervisors. ASSIGNED to Board of Supervisors on 3/12/13.
- 130233 [Comprehensive Immigration Reform Including Same-Sex Couples]**  
**Sponsors:** Campos; Avalos, Wiener and Chiu  
Resolution urging Congress to pass an inclusive comprehensive immigration reform that includes all families including same-sex couples. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

- 130234 [Ground Lease Amendment - 255 Broadway]**  
**Sponsor:** Chiu  
Resolution approving and authorizing the Mayor's Office of Housing, as Successor Housing Agency to the Redevelopment Agency, to amend an existing term ground lease with Broadway Sansome Associates, L.P., a California limited partnership, for the development and operation of affordable housing on certain real property located at 255 Broadway and making findings that the amendments are in conformance with California Environmental Quality Act, the City's General Plan, and the priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130235 [Urging the MTA to Implement a Full-Scale Bike Sharing Program by 2014]**  
**Sponsors:** Wiener; Chiu  
Resolution urging the Municipal Transportation Agency (MTA) to implement a full-scale bike sharing program by 2014. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130236 [Honoring Leslie E. Wong]**  
**Sponsor:** Chiu  
Resolution honoring San Francisco State University President Leslie E. Wong. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130237 [Urging the California State Legislature to Pass Assembly Bill 1199]**  
**Sponsors:** Mar; Campos  
Resolution urging the California State Legislature to pass Assembly Bill 1199 to create a smoothing formula for enrollment-related funding losses for any community college that is under severe sanction from accreditation agencies and is also suffering an enrollment decline. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130238 [Arbor Week - March 7-14, 2013]**  
**Sponsor:** Wiener  
Resolution celebrating the many benefits of the City's urban forest, declaring March 7, 2013, through March 14, 2013, as Arbor Week in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Motion**

- 130231 [Committee of the Whole - Term Sheet Endorsement - CPMC Development Agreement]**  
**Sponsors:** Chiu; Farrell and Campos  
Motion directing the Board of Supervisors to hold a public hearing on March 12, 2013, at 3:00 p.m., with the Board sitting as a Committee of the Whole, to consider adopting a Resolution endorsing a Term Sheet for revisions to a proposed development agreement with California Pacific Medical Center (CPMC) for CPMC's Long Range Development Plan, including new hospitals at the Cathedral Hill and St. Luke's Campuses, with any final development agreement subject to the approval of the Planning Commission, the Municipal Transportation Agency, and the Board of Supervisors. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## Requests for Hearing

- 130223 **[Public Hearing - Term Sheet Endorsement - CPMC Development Agreement]**  
Hearing of persons interested in or objecting to the proposed Resolution endorsing a Term Sheet for revisions to a proposed development agreement with California Pacific Medical Center (CPMC) for CPMC's Long Range Development Plan, including new hospitals at the Cathedral Hill and St. Luke's Campuses, with any final development agreement subject to the approval of the Planning Commission, the Municipal Transportation Agency and the Board of Supervisors. (Clerk of the Board). ASSIGNED to Board of Supervisors on 3/12/13.
- 130239 **[Hearing - Federal Sequestration Affect on the City's Budget and Services Capabilities]**  
Sponsor: Farrell  
Hearing on how the federal sequestration will affect the City's budget and services capabilities. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130240 **[Hearing - Office of the District Attorney Budget Update for FYs 2013-2014 and 2014-2015]**  
Sponsor: Farrell  
Hearing to receive an update on the Office of the District Attorney's budget for FYs 2013-2014 and 2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130241 **[Hearing - Office of the Public Defender Budget Update for FYs 2013-2014 and 2014-2015]**  
Sponsor: Farrell  
Hearing to receive an update on the Office of the Public Defender's budget for FYs 2013-2014 and 2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## Introduced at the Request of a Department

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

## PROPOSED ORDINANCES

- 130164 **[Settlement of Lawsuit - Mary Allen, et al. - \$40,000]**  
Ordinance authorizing settlement of the lawsuit filed by Mary Allen against the City and County of San Francisco for \$40,000; the lawsuit was filed on October 22, 2010, in San Francisco Superior Court, Case No. CGC-10-504814; entitled Mary Allen, et al. v. City and County of San Francisco, et al.; other material terms of said settlement are dismissal with prejudice and a waiver of any and all monetary sanctions. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

- 130165 [Settlement of Lawsuits - Greenwich Associates LLC and Octavia Associates LLC - \$360,632.36]**  
Ordinance authorizing settlement of the lawsuits filed by Greenwich Associates LLC and Octavia Associates LLC against the City and County of San Francisco for \$360,632.36; the lawsuits were filed on September 26, 2012, in San Francisco County Superior Court, Case Nos. CGC-12-524729 and CGC-12-524730; entitled Greenwich Associates LLC v. City and County of San Francisco, et al. and Octavia Associates LLC v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 130166 [Settlement of Lawsuit - Regina Potascher - \$87,500]**  
Ordinance authorizing settlement of the lawsuit filed by Regina Potascher, by her conservator Kim Schwarcz against the City and County of San Francisco for \$87,500; the lawsuit was filed on November 14, 2011, in San Francisco Superior Court, Case No. CGC-11-515780; entitled Regina Potascher, by her conservator Kim Schwarcz, et al. v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 130167 [Settlement of Lawsuit - Jane Martin, et al. - \$1,748,840.74]**  
Ordinance authorizing settlement of remaining claims in the lawsuit filed by various plaintiffs against the City and County of San Francisco for \$1,748,840.74; the lawsuit was filed on January 31, 2005, in San Francisco Superior Court, Case No. 436930; entitled Jane Martin, et al., v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

**Clerk to Act – March 5, 2013**

**Board Meeting Minutes for January 29, 2013, approved.**

*There were no Clerk to Act requests submitted at the March 5, 2013 Board Meeting.*

**In Memoriam**

**Hanren Chang – Supervisor Tang**



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, March 12, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

- 111316** [Business and Tax Regulations Code - Excluding Stock-Based Compensation from Payroll Expense, Tax Years 2011 through 2017]  
**Sponsor:** Chiu  
Ordinance amending the Business and Tax Regulations Code, Article 12-A, Section 906.4, to clarify the amount of payroll expense tax attributable to stock-based compensation that a person may exclude from its payroll expense tax liability. REACTIVATED PURSUANT TO RULE 3.42 to Government Audit and Oversight Committee.
- 130119** [Building Code - Mandatory Seismic Retrofit Program - Wood-Frame Buildings; Optional Evaluation Form Fee]  
**Sponsors:** Mayor; Chiu, Wiener, Yee, Farrell, Breed, Mar and Tang  
Ordinance amending the Building Code to establish a Mandatory Seismic Retrofit Program for wood-frame buildings of three or more stories over a basement or underfloor area that has any portion extending above grade, and containing five or more dwelling units where the permit to construct was applied for prior to January 1, 1978, and the building has not been seismically strengthened; establishing a fee for administering the program; adopting environmental findings and findings of local conditions under California Health and Safety Code, Section 17958.7; establishing an operative date; and directing the Clerk of the Board to forward the legislation to specified State agencies. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 130248** [Administrative Code - CEQA Procedures, Appeals, and Public Notice]  
**Sponsor:** Kim  
Draft Ordinance amending Administrative Code, Chapter 31, to provide for appeals to the Board of Supervisors of certain environmental documents and determinations under the California Environmental Quality Act, to clarify procedures, and to provide public notice of environmental documents and determinations. ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Land Use and Economic Development Committee.

- 130251 [Public Works Code - Public Improvements as Gifts]**  
**Sponsors:** Wiener; Yee  
Ordinance amending the Public Works Code, by adding Section 791, to allow the Director of the Department of Public Works, subject to specified requirements, to accept certain public improvements as public gifts and dedicate such improvements to public use and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130252 [Administrative Code - Street Design Review Committee]**  
**Sponsors:** Wiener; Yee  
Ordinance amending the Administrative Code, by adding Section 98.2, to establish a Street Design Review Committee. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130253 [Fire Code - Fire Apparatus Access Roads]**  
**Sponsors:** Wiener; Yee  
Ordinance amending the Fire Code, Chapter 5, Section 503.4, to clarify what does not constitute an obstruction of a Fire Apparatus Access Roads. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## **Resolutions**

- 130254 [Lease Financing for Improvements - Moscone Convention Center]**  
**Sponsor:** Kim  
Resolution providing for the sale of certificates of participation evidencing undivided, proportionate interests in the right to receive certain rental payments to be made by the City and County of San Francisco under a Lease Agreement to finance capital projects at the Moscone Convention Center; providing for the sale of the Certificates by competitive sale; approving the form and publication of an Official Notice of Sale and a Notice of Intention to Sell the Certificates; approving the form of a Preliminary Official Statement and the form and execution of an Official Statement relating to the sale of the Certificates; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the execution, sale, and delivery of the Certificates; approving modifications to documents; and ratifying previous actions taken in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130255 [Urging the Public Utilities Commission, Department of Public Works, Municipal Transportation Agency, and Planning Department to Ensure the Coordination of Street, Transit, and Utility Infrastructure]**  
**Sponsors:** Wiener; Yee  
Resolution urging the Public Utilities Commission, Department of Public Works, Municipal Transportation Agency, and Planning Department to develop a clear policy for reviewing street improvement projects that overlap the jurisdiction of various agencies and for those agencies to expeditiously modernize codes, standards, regulations, and other guidelines to ensure that the City's collective public policy interests are advanced. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.



- 130256 [Urging the California State Legislature to Adopt Legislation Allowing Local Jurisdictions Greater Flexibility to Amend the Fire Code]**  
**Sponsors:** Wiener; Yee  
Resolution urging the California State Legislature to adopt legislation allowing local jurisdictions flexibility to amend local fire code street width standards in order to maximize pedestrian and bicyclist safety goals. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130257 [Anti-Arab and Anti-Muslim Bus Advertisements]**  
**Sponsors:** Chiu; Avalos, Breed, Campos, Cohen, Kim, Mar and Yee  
Resolution standing with Muslim and Arab communities in the face of anti-Arab and anti-Muslim bus advertisements. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130258 [Approval of a 60 Day Extension for Planning Commission Review of Conversion of Student Housing Monitoring (File No. 120883)]**  
**Sponsor:** Kim  
Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 120883) amending the Planning Code, by adding Section 102.36.1, to establish an annual monitoring requirement for Student Housing conversions; to require a posting to announce that the report is available for public review; and to provide an enforcement mechanism for failure to submit the annual report; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Request for Hearing**

- 130259 [Hearing - 8 Washington Proposed Project Potential Impact on Nearby Assets]**  
**Sponsor:** Chiu  
Hearing on the potential impacts of the proposed 8 Washington project on nearby assets, including the North Force Main, of the Public Utilities Commission. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCE**

**130071 [Settlement of Lawsuit - Espinoza (named in the complaint as Carlos Espinosa) - \$95,000]**

Ordinance authorizing settlement of the lawsuit filed by Carlos Cadena-Espinoza (named in the complaint as Carlos Espinosa) and Noemi Gereda-Cerrato against the City and County of San Francisco for \$95,000; the lawsuit was filed on January 6, 2011, in the Superior Court, Case No. CGC-11-507063; and removed on May 9, 2011, to the United States District Court - Northern District of California, Case No. 11-cv-02282 JSW; entitled Carlos Espinosa, et al., v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### **PROPOSED RESOLUTION**

**130220 [Settlement of Claim - Roman Carraso]**

Resolution approving the settlement of the unlitigated claim filed by Roman Carrasco against the City and County of San Francisco for \$42,000; claim was filed on August 1, 2012. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

**Clerk to Act – March 12, 2013**

**Board Meeting Minutes for February 5, 2013 approved.**

**Requests Granted**

From: Supervisor Avalos

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to draft legislation that it shall be the policy of the City and County of San Francisco to eliminate any race or gender pay inequity due to occupational segregation.

The Civil Service Commission shall conduct a pay equity survey. This survey shall be conducted in accordance with the City and County's historic study on pay equity, using set criteria to determine comparable classifications. This survey shall use best available data to determine City and County classifications disproportionately occupied by people of color or women. These classifications shall be deemed "pay equity" classifications. The survey shall also determine City and County classifications underrepresented by people of color or women. These classifications shall be deemed "underrepresented" classifications. Classifications shall be considered either "pay equity" or "underrepresented" in relation to the demographics of the City and County's overall workforce. "Pay equity" classifications should be compared to comparable "underrepresented" classifications to determine inequity in pay. The Civil Service Commission shall complete this survey and transmit it to the Mayor, Department of Human Resources, and Board of Supervisors by June 30, 2014, and shall update the survey on or before June 30<sup>th</sup> of each following year.

The City shall make "pay equity" adjustments to "pay equity" classifications whose base pay is less than 95% of comparable "underrepresented" classifications at the top step, in order to bring base wages in line. These adjustments can be made incrementally and shall never exceed 5% of base wage in any given fiscal year. When a previous year's 9-month Budget Status Report issued by the Office of the Controller projects a budget deficit for that year, the City is not required to make any "pay equity" adjustment in that year. "Pay equity" adjustments should be made by the City and County independent of the collective bargaining process.

Base pay of "pay equity" classifications shall not be reduced due to "market-based salary surveys" or like mechanisms that compare "pay equity" classification to jurisdictions or employers that have not corrected for pay inequality based on race and class.

**In Memoriams**

Geraldine "Gerry" Meister - Entire Board

Pastor Rance Whiteside - Supervisor Campos



## Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

### Legislation Introduced at Roll Call

Tuesday, March 19, 2013

#### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

#### Ordinances

**130261 [Health Code - Retroactive Increase in Patient Rates for Certain Mental Health Services]**

**Sponsor:** Mayor

Ordinance amending the Health Code, Section 128, to retroactively increase patient rates charged for certain mental health services. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

**130262 [Police Code - Access to Reproductive Health Care Facilities]**

**Sponsors:** Campos; Cohen, Kim, Avalos, Wiener, Mar, Breed and Chiu

Ordinance amending the Police Code, Article 43, Sections 4301, 4302, 4303, and 4304, to replace the existing eight-foot bubble zone around individuals entering, exiting, and seeking services at health care facilities with a fixed buffer zone around the entrances, exits, and driveways of reproductive health care facilities; and to prohibit any person from entering or remaining in that buffer zone, with certain exceptions; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.

**130263 [Planning Code - Castro Street Neighborhood Commercial District Use Size Limits]**

**Sponsor:** Wiener

Ordinance amending the Planning Code, Sections 121.2 and 715.1, the Castro Street Neighborhood Commercial District controls, to allow a neighborhood-serving nonprofit institution to exceed the use size limits with a Conditional Use Authorization; making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

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- 121162 [Planning Code - Inclusionary Affordable Housing Program, Updates, and Clarifications]**  
**Sponsor:** Mayor  
 Ordinance amending the Planning Code, Section 401, and provisions of the Inclusionary Affordable Housing Ordinance, Sections 415 et seq., to update and clarify provisions of the Inclusionary Affordable Housing Program (Program) by reducing certain on-site requirements under Charter, Section 16.110; providing a cap on rent increases; clarifying the timing of off-site developments; requiring rental units that convert to ownership to sell at less than the price for ownership units under certain circumstance; establishing pricing for affordable Single Room Occupancy units; changing the status of projects using California Debt Limit Allocation Committee tax exempt bonds so that such projects are subject to the Program, but that units may qualify as on- or off-site units under certain circumstances; allowing income levels of qualifying households to exceed those specified in certain situations; clarifying that the threshold application of the Program to projects of 10 units or more applies to the South of Market Youth and Family Special Use District and all other areas of the City; making technical clarifications and corrections; and making environmental findings and findings of consistency with the General Plan. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 120474 [Planning, Administrative Codes - Transfer of Development Rights]**  
**Sponsor:** Chiu  
 Ordinance amending the Planning Code, Sections 128 and 819, and Administrative Code, Section 10E.1, to permit the transfer of development rights from any eligible building in a Downtown Commercial (C-3) District or the South of Market Extended Preservation District to a development site in a C-3 District; to require annual reporting of buildings designated as historic resources and of transferred development rights, and requiring a Preservation, Rehabilitation, and Maintenance Plan to be submitted with an application for Certificate of Transfer instead of with an application for Statement of Eligibility; and adopting environmental findings, Section 302 findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

## **Resolutions**

- 130264 [Adoption of Guidelines for the Establishment and Use of an Infrastructure Financing District on Port Land]**  
**Sponsors:** Mayor; Kim  
 Resolution adopting Guidelines for the Establishment and Use of an Infrastructure Financing District with Project Areas on Land Under the Jurisdiction of the San Francisco Port Commission. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130265 [Issuance of Tax-Exempt Obligation - French American International School - Not to Exceed \$6,500,000]**  
**Sponsor:** Breed  
 Resolution approving, in accordance with Section 147(f) of the Internal Revenue Code, the issuance of a tax-exempt revenue obligation by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$6,500,000 to finance various capital facilities owned by the French American International School. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130266 [Street Name Change to Dr. Tom Waddell Place]**  
**Sponsors:** Kim; Wiener, Campos, Avalos and Mar  
Resolution changing the name of Lech Walesa Street in the Civic Center area to "Dr. Tom Waddell Place," in recognition of Dr. Tom Waddell's contributions to the City of San Francisco. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130267 [Contract Amendment - Transbay Transit Center Program Services - Not to Exceed \$5,393,677]**  
**Sponsor:** Kim  
Resolution approving the Second Amendment to Contract No. CS -159 between the Municipal Transportation Agency and the Transbay Joint Powers Authority for Transbay Transit Center program services pursuant to Charter, Section 9.118, to increase the not to exceed amount from \$3,280,677 to \$5,393,677. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130268 [Supporting the Bay Area Rapid Transit District's Pilot Program to Allow Full-Time Bicycle Access]**  
**Sponsor:** Avalos  
Resolution supporting the Bay Area Rapid Transit District's Pilot Program to allow full-time bicycle access. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130269 [Urging the California State Legislature to Pass Assembly Bill 1194 - Safe Routes to School Program]**  
**Sponsor:** Mar  
Resolution urging the California State Legislature to pass Assembly Bill 1194 to require that the existing Safe Routes to School Program be funded by an annual appropriation in the budget act of not less than \$46,000,000 and to transfer authority of the program to the California Transportation Commission. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Motions**

- 130271 [Approving the 2013 Budget and Legislative Analyst Services Work Plan]**  
**Sponsors:** Chiu; Cohen  
Motion approving the Budget and Legislative Analyst Services work plan for 2013, which allocates hours for Calendar Year 2013; authorizes the Budget and Legislative Analyst to reallocate up to 10 percent of the hours between service categories based on Board of Supervisors service needs; and requires Board of Supervisors approval of hours re-allocation greater than 10 percent; and establishes performance goals and sets a date for the 2013 annual performance evaluation of the Budget and Legislative Analyst Joint Venture Partnership. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## Requests for Hearing

- 130270     **[Hearing - Pedestrian Safety Advisory Committee - Quarterly Update Presentation]**  
Sponsor: Breed  
Hearing to get an update on pedestrian safety issues in San Francisco and the recent efforts of the San Francisco Pedestrian Safety Advisory Committee. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

## Introduced at the Request of a Department

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## PROPOSED ORDINANCE

- 130244     **[Health, Business and Tax Regulations Code - Regulate and Establish Annual Fees - Cottage Food Operations]**  
Ordinance amending the Health Code, by adding Section 452.1, to establish a procedure for regulating Cottage Food Operations; amending the Business and Tax Regulations Code, by adding Section 249.1A, to establish annual fees for Cottage Food Operations; and making environmental findings. (Public Health Department). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.



**Clerk to Act – March 19, 2013**

**Board Meeting Minutes for February 12, 2013 approved.**

There were no Clerk to Act requests submitted at the March 19, 2013 Board Meeting.

**In Memoriams**

None



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, March 26, 2013

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### Introduced by a Supervisor or the Mayor

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*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

- 26/13
- 120883 [Planning Code - Establishing a Program to Monitor Student Housing Conversions]  
Sponsors: Kim; Wiener  
Ordinance amending the Planning Code, by adding Section 102.36.1, to establish an annual monitoring requirement for student housing conversions and making findings, including environmental findings, and findings of consistency with the priority policies of Planning Code, Section 101.1, and the General Plan. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 121065 [Planning Code, Zoning Map - Polk Street Alcohol and Tobacco Paraphernalia Restrictions; Establishing Lower Polk Street Alcohol Restricted Use District]  
Sponsor: Chiu  
Ordinance amending the Planning Code, Section 723, to extend the restriction on Tobacco Paraphernalia Establishments in the Polk Street Neighborhood Commercial District (NCD) for an additional three years and apply it to an area within one-quarter mile of the boundaries of the NCD; adding Section 788, to establish the Lower Polk Street Alcohol Restricted Use District for the properties located on Polk Street between California Street to the north, O'Farrell Street to the south, and Polk Street's side streets between California Street, Larkin Street, O'Farrell Street and Van Ness Avenue; amending the Zoning Map to designate the Lower Polk Street Alcohol Restricted Use District on Map Sheet ZN-02; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

- 130275 [Appropriation - Surplus Revenues, Expenditures, and General Fund Reserve of \$3,749,644 Supporting Shortfalls - FY2012-2013]**  
**Sponsor:** Mayor  
 Ordinance appropriating \$3,749,644 in the Sheriff's Department, including \$3,458,970 from General Reserve and \$290,674 from State Disability Claim Reimbursement in the amount of \$1,197,779 for Worker's Compensation Expense, \$3,195,726 for overtime expenditures, and \$538,690 for reduction of revenues; including revenue de-appropriation of \$538,690 for reduction of State revenues and expenditure de-appropriation of \$1,182,551 for permanent salaries and materials and supplies in order to support the Sheriff's Department projected expenditures; as required per Ordinance No. 194-11, this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for approval for \$3,195,726 of this request. ASSIGNED to Budget and Finance Committee.
- 130283 [Appropriation - Surplus Revenues, Expenditures, City Reserve for State Revenue Loss, and General Fund Reserve of \$38,689,454 Supporting Shortfalls - FY2012-2013]**  
**Sponsor:** Mayor  
 Ordinance appropriating \$38,689,454 in the Department of Public Health, including \$4,314,849 of General Fund Reserves, \$8,410,605 of the City Reserves for State Revenue Loss, and \$2,600,000 from Community Mental Health Services; surplus hospital revenues of \$6,504,000 in General Hospital, \$12,560,000 of Laguna Honda Hospital Revenues, and \$4,300,000 of Laguna Honda Hospital Reserve for Debt Service (Senate Bill 1128) revenues are recognized, as well as expenditure reductions of \$7,389,546 and additional expenditures of \$35,070,000 at San Francisco General Hospital, and \$11,009,000 at Laguna Honda Hospital. ASSIGNED to Budget and Finance Sub-Committee.
- 130284 [Planning, Building Codes - Fee Waiver Program - Small Business Month, May 2013]**  
**Sponsor:** Tang  
 Ordinance recognizing Small Business Month in May 2013; amending the Planning Code, Sections 302, 355(a), and 355(e); and amending Building Code, Tables 1A-A, and 1A-E, to waive fees for the month of May for certain façade improvements; and making findings, including environmental findings and findings of consistency with the General Plan and priority policies of Planning Code, Section 101.1. ASSIGNED to Budget and Finance Sub-Committee.
- 130285 [Public Works Code - Waiver of Temporary Street Space Occupancy Fee for Small Business Week Sidewalk Sales]**  
**Sponsors:** Farrell; Chiu, Cohen, Wiener, Yee, Kim, Mar and Breed  
 Ordinance waiving the fee required by Public Works Code, Section 724.1(b), for temporary street space occupancy within certain designated streets in the City and County of San Francisco on Saturday, May 11, 2013, and Saturday May 18, 2013, as part of Small Business Week Sidewalk Sales. ASSIGNED to Budget and Finance Sub-Committee.

## **Resolutions**

- 130265 [Issuance of Tax-Exempt Obligation - French American International School - Not to Exceed \$6,500,000]**  
**Sponsor:** Breed  
 Resolution approving, in accordance with Internal Revenue Code Section 147(f), the issuance of a tax-exempt revenue obligation by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$6,500,000 to finance various capital facilities owned by the French American International School. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

- 130286 [Term Sheet Endorsement - Development of Seawall Lot 337 and Pier 48 and Finding of Fiscal Feasibility]**  
**Sponsors:** Mayor; Wiener, Chiu and Kim  
Resolution finding the proposed development of Seawall Lot 337 and Pier 48, bounded by China Basin Channel, Third Street, Mission Rock Street, and San Francisco Bay and adjacent to AT&T Park, fiscally feasible under Administrative Code, Chapter 29 and endorsing the Term Sheet between Seawall Lot 337 Associates, LLC and the Port Commission. ASSIGNED to Land Use and Economic Development Committee.
- 130287 [Issuance of Tax-Exempt Obligations - Progress Foundation - Not to Exceed \$9,000,000]**  
**Sponsor:** Farrell  
Resolution approving the issuance of tax-exempt obligations by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$9,000,000 to finance and refinance various capital facilities owned by Progress Foundation. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130288 [Supporting San Francisco Applicants for the Deferred Action for Childhood Arrivals Program]**  
**Sponsors:** Chiu; Campos, Yee, Wiener, Cohen, Mar, Kim and Avalos  
Resolution urging the San Francisco Unified School District to coordinate efforts with City Departments to support student participation in the Deferred Action for Childhood Arrivals Program and create a centralized system to facilitate transcript requests and enrollment history verification for undocumented students and transitional aged youth. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130289 [Accept and Expend Grant - Beach Water Quality and Monitoring - \$25,000]**  
**Sponsor:** Tang  
Resolution authorizing the Department of Public Health to accept and expend retroactively a grant in the amount of \$25,000 from the State Water Resource Control Board to participate in a program entitled "Beach Water Quality and Monitoring" for the period of October 1, 2012, through September 30, 2013, waiving indirect costs. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Requests for Hearing**

- 130290 [Hearing - Local Hiring Policy for Construction 2012-2013 Annual Report]**  
**Sponsor:** Avalos  
Hearing on the Local Hiring Policy for Construction 2012-2013 Annual Report. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130291 [Hearing - Recreation and Parks Department Labor Practices and Gardening Apprenticeship Program]**  
**Sponsor:** Avalos  
Hearing on Recreation and Park Department labor practices and the status of the Gardening Apprenticeship Program with Laborers Union Local 261. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 130292 [Hearing - Strategies to Increase Public Safety for the Transgender Community]**  
**Sponsor:** Campos  
Hearing to discuss recent events of violence against the transgender community, to review responses to this violence, and to increase violence prevention strategies among San Francisco Police Department, the City, and community groups. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130293 [Hearing - Department of Public Health Implementation of the Affordable Care Act]**  
**Sponsor:** Campos  
Hearing on how the Department of Public Health is planning to implement the Affordable Care Act, what implications there are for Healthy San Francisco and the Health Care Security Ordinance, and how the Affordable Care Act's implementation will affect various communities in San Francisco, including undocumented San Franciscans. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130294 [Hearing - Vacant Storefronts]**  
**Sponsor:** Mar  
Hearing on the strategies San Francisco has implemented for preventing and filling commercial vacancies. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

### **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCES**

- 130272 [Zoning Map - Rezoning of 909 Tennessee Street]**  
Ordinance amending Zoning Map, Sheet No. ZN08, to rezone Assessor's Block No. 4108, Lot No. 036 (909 Tennessee Street) from Public to Urban Mixed Use; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130276 [Business and Tax Regulations Code - Former Transfer Tax Review Board]**  
Ordinance amending the Business and Tax Regulations Code to remove provisions that refer to the former Transfer Tax Review Board, and that expired by operation of law on January 1, 2013. (City Attorney). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

**Clerk to Act – March 26, 2013**

*There were no Clerk to Act requests submitted at the March 26, 2013 Board Meeting.*

**In Memoriam**

Mark Barry Kertz – Supervisor Mar





# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, April 2, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

#### 120488 [Environment Code - Bottle Filling Stations]

Sponsor: Chiu

Ordinance amending the Environment Code, by adding Chapter 23, to require new buildings that have drinking fountains to provide bottle filling stations, setting an operative date, and making environmental and other findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### 121019 [Administrative Code - California Environmental Quality Act Procedures]

Sponsor: Wiener

Ordinance amending Administrative Code, Chapter 31, to reflect revisions in the California Environmental Quality Act (CEQA) and to update and clarify certain procedures provided for in Chapter 31, including without limitation: codifying procedures for appeals of exemptions and negative declarations; providing for the Board of Supervisors (Board) to make the final CEQA decision on projects requiring Board legislative action, negating the need to file formal CEQA appeals; revising noticing procedures for environmental impact reports and negative declarations for plan area projects exceeding 20 acres; expanding noticing requirements for certain exempt projects; clarifying existing noticing requirements for exempt projects; and making environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### 130299 [Appropriation and De-Appropriation - \$4,539,012 for Overtime - FY2012-2013]

Sponsor: Mayor

Ordinance appropriating \$4,539,012 to overtime and de-appropriating \$4,539,012 consisting of \$3,647,539 in permanent salaries and \$891,473 in fringe benefits in the Fire Department's operating budget in order to support the department's projected increases in overtime as required per Ordinance No. 194-11. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

- 130300 [Administrative Code - Child Care Centers for City and City-Funded Projects; Feasibility Studies]**  
**Sponsor:** Yee  
Ordinance amending the Administrative Code, Sections 29B.4 and 29B.5, to transfer responsibility for Child Care Feasibility Studies from the City Administrator and the Department of Children, Youth and Their Families to the Office of Early Care and Education in the Human Services Agency, and the Child Care Facilities Interagency Committee; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.

## **Resolutions**

- 130301 [Subsurface Easement for Tiebacks - Chinese Hospital Replacement Project]**  
**Sponsor:** Chiu  
Resolution approving the grant of a Tieback Subsurface Easement on Assessor's Parcel Block No. 192, Lot No. 035, to the Chinese Hospital Association required for the Chinese Hospital Replacement Project; adopting findings that the grant of subsurface easement is consistent with the General Plan and the priority policies of Planning Code, Section 101.1, and environmental findings; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130302 [Supporting Assembly Bills 218 and 870 - Expansion of California's Fair Hiring Policies to Cities, Counties, State Agencies, Special Districts, and Private Employers That Contract with State Agencies]**  
**Sponsors:** Kim; Avalos, Campos and Cohen  
Resolution supporting Assembly Bill 218, which expands California's existing fair hiring policies for state and public employees to city and county workers statewide, and Assembly Bill 870, which expands California's existing fair hiring policies to private employers that contract with the State. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130303 [Urging City College of San Francisco to Preserve the Quality and Diversity of the School's Education and the City to Consider New Support]**  
**Sponsors:** Cohen and Mar  
Resolution urging the City College of San Francisco (CCSF) Board of Trustees and administration to utilize Proposition A Funds to preserve the quality and diversity of education that has served San Francisco well; and for the City to consider additional support for CCSF by evaluating the fees currently charged by the City to CCSF, the possibility of providing more in-kind services, and exploring long-term local support structures. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130304 [Urging City Departments to Release Data to Help Prevent Towing]**  
**Sponsor:** Chiu  
Resolution urging City departments to release data that would enable the development of applications and other tools to help San Francisco residents and visitors avoid getting towed. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 130305 [Equal Pay Day - April 9, 2013]**  
**Sponsors:** Cohen; Chiu, Avalos and Mar  
Resolution declaring April 9, 2013, as Equal Pay Day in the City and County of San Francisco.  
REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE  
NEXT BOARD MEETING.

### **Request for Hearing**

- 130306 [Hearing - Recent Violence in the Mission and Response and Prevention Plans of City Departments and Community Organizations]**  
**Sponsor:** Campos  
Hearing to review violent events in the Mission since the start of 2013, including homicides, gang violence, shootings on Muni and sexual assaults; strategic planning for prevention efforts during the upcoming summer months; and request for presentation and accounting of prevention and response efforts of community policing agencies, law enforcement agencies, and related departments. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

### **Introduced by the President at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced by the President.*

### **PROPOSED ORDINANCES**

- 130278 [Settlement of Lawsuit - Dadario v. CCSF - \$72,500]**  
Ordinance authorizing settlement of the lawsuit filed by Marlene Dadario against the City and County of San Francisco for \$72,500; the lawsuit was filed on April 26, 2011, in San Francisco Superior Court, Case No. CGC-11-510516; entitled Marlene Dadario v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130279 [Settlement of Lawsuit - Willis v. CCSF, et al. - \$210,000]**  
Ordinance authorizing settlement of the lawsuit filed by Thomas Willis against the City and County of San Francisco for \$210,000; the lawsuit was filed on January 13, 2012, in United States District Court, Northern District of California, Case No. CV 12-0231 JSW; entitled Thomas Willis v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

### **PROPOSED RESOLUTIONS**

- 130273 [Accept In Kind Gift - Technical Assistance - \$250,000]**  
Resolution authorizing the Office of the District Attorney to retroactively accept an in kind gift of technical assistance valued at \$250,000 from the Open Society Foundation for the grant period of January 1, 2013, through June 30, 2015. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**130274 [Accept Gift - Design Services and Furniture - \$26,445.43]**

Resolution authorizing the Office of the District Attorney to retroactively accept a gift of design services and furniture, valued at a total of \$26,445.43 from various donors. (District Attorney). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**130277 [Agreement - Engineered Arresting Systems Corporation - Not to Exceed \$40,000,000]**

Resolution authorizing the Office of Contract Administration and Purchaser to enter into the Agreement between the Airport Commission and Engineered Arresting Systems Corporation for the not to exceed amount of \$40,000,000 for the purchase of an Engineered Material Arresting System for the San Francisco International Airport Runway Safety Area Program. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**Clerk to Act – April 2, 2013**

**Board Meeting Minutes for February 26, 2013 approved.**

*There were no Clerk to Act requests submitted at the April 2, 2013 Board Meeting.*

**In Memoriams**

Tanya Joan Madfes – Supervisor Yee

Juan Trasviña – Supervisors Avalos, Campos, Chiu

Pearlie Coleman – Supervisor Breed

Jacob Valdiviezo – Entire Board

Bessie Fong – Entire Board

Alex Fraser Peer – Supervisor Tang



## Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
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### Legislation Introduced at Roll Call

Tuesday, April 9, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

- 130248 [Administrative Code - California Environmental Quality Act Procedures, Appeals, and Public Notice]  
Sponsors: Kim; Campos, Avalos and Mar  
Ordinance amending Administrative Code, Chapter 31, to provide for appeals under the California Environmental Quality Act to the Board of Supervisors of environmental impact reports, negative declarations, exemption determination, and determinations on modified projects; to clarify and update existing Chapter 31 procedures, including without limitation: to provide for the Planning Department or Planning Commission to approve all exemption determinations; to require the Planning Department to establish an electronic notification system; to expand noticing of exempt projects; to require new noticing when filing notices of exemption and notices of determination; to revise noticing of negative declarations and environmental impact reports for plans of 20 acres or more; to provide an expanded role for the Historic Preservation Commission; and to make environmental findings. SUBSTITUTED, AND ASSIGNED to Land Use and Economic Development Committee.
- 130318 [Transportation Code - Extension of Abandoned Vehicle Abatement Fee]  
Sponsor: Cohen  
Ordinance amending the Transportation Code, Division I, Section 4.4, to authorize the Service Authority for the Abatement of Abandoned Vehicles (the San Francisco Municipal Transportation Agency Board) to extend the \$1 abandoned vehicle abatement fee on all vehicles registered to City residents for ten years, from June 1, 2013 through May 31, 2023, and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

## **Resolutions**

### **130319 [Multifamily Housing Revenue Bonds - Western Park Apartments - 1280 Laguna Street - Not to Exceed \$25,000,000]**

**Sponsor:** Breed

Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$25,000,000 for Western Park Apartments, 1280 Laguna Street, San Francisco, California 94115; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$25,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

### **130320 [The Year of the Child - 2013]**

**Sponsors:** Mar; Cohen, Yee and Chiu

Resolution declaring 2013 as "The Year of the Child" in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Motions**

### **130317 [Closed Session - Existing Litigation - Consolidated Cases]**

**Sponsor:** Chiu

Motion that the Board of Supervisors convene in closed session on April 23, 2013, for the purpose of conferring with, or receiving advice from, Legal Counsel regarding existing litigation in which the City is a defendant pursuant to Government Code, Section 54956.9(a), and Administrative Code, Section 67.10(d)(1), which permits this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the existing litigation. RECEIVED AND ASSIGNED to Board of Supervisors on 4/23/13.

## **Requests for Hearing**

### **130321 [Hearing - Golden State Warriors Development Project Design - Piers 30-32 and Seawall Lot 330]**

**Sponsor:** Kim

Hearing to consider the revised project design of the proposed Golden State Warriors development on Piers 30-32 and Seawall Lot 330. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.



- 130322 [Hearing - City's Multiple Mobile Radio Systems, Projects, and Budgets]**  
**Sponsors:** Chiu; Farrell  
Hearing on the City's multiple mobile radio systems, projects, and budgets. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130323 [Hearing - Electronic Surveillance as a Condition of Licensing - California Department of Alcoholic Beverage Control]**  
**Sponsors:** Campos; Wiener  
Hearing to discuss electronic surveillance as a recommended condition of licensing to the California Department of Alcoholic Beverage Control for establishments serving alcohol. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

### **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCES**

- 130296 [Improvements - Mission Bay South Park P10]**  
Ordinance dedicating City property, within portions of State Trust Parcel 2, known as Mission Bay Park P10, lying along Mission Bay Circle and Mission Bay Drive as open public right-of-way and naming the new park Mission Bay Park P10; accepting the irrevocable offer for the acquisition facilities; designating said facilities for open space and park purposes; accepting the Park for maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the General Plan, priority policy findings of Planning Code, Section 101.1, and the Mission Bay South Redevelopment Plan; accepting a Department of Public Works Order; and authorizing official acts in connection with this Ordinance. (Public Works Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130297 [Improvements - Mission Bay Drive Extension Public Infrastructure]**  
Ordinance accepting the irrevocable offer of public infrastructure improvements associated with the Mission Bay Drive Extension, including acquisition facilities on Mission Bay Drive, Mission Bay Circle, and a portion of Owens Street; accepting additional property on a portion of Owens Street; declaring City property and additional property as shown on official Department of Public Works maps as open public right-of-way; dedicating such improvements for public use and designating such areas and improvements for street and roadway purposes; establishing street grades and sidewalk widths; accepting said facilities for City maintenance and liability purposes, subject to specified limitations; adopting environmental findings and findings that such actions are consistent with the General Plan, eight priority policy findings of Planning Code, Section 101.1, and the Mission Bay South Redevelopment Plan; accepting a Department of Public Works Order; and authorizing official acts in connection with this Ordinance. (Public Works Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## PROPOSED RESOLUTIONS

**130187 [Annual Fundraising Drive - 2013]**

Resolution designating those agencies qualified to participate in the 2013 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco. (City Administrator). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**130295 [Lease Renewal and Amendment - Real Property at 1390 Market Street - BRCP 1390 Market, LLC - \$82,818.07 monthly]**

Resolution authorizing the five-year renewal and amendment of a lease of approximately 27,826 square feet of space at 1390 Market Street with BRCP 1390 Market, LLC, as Landlord, for use by the Department of Public Health at the monthly cost of \$82,818.07 for the period of November 30, 2013, through November 30, 2018. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

Clerk to Act – April 9, 2013

Board Meeting Minutes for March 5, 2013 approved.

**Requests Granted**

From: Supervisors Chiu and Cohen

To: Budget and Legislative Analyst

Requesting/Inquiring: Requesting the Budget and Legislative Analyst's office to provide the Board of Supervisors with an update of the 2007 management audit of San Francisco's workforce development programs.

While San Francisco's overall unemployment rate has been an encouraging indicator of our city's knowledge-based and technology-driven economy, we have all witnessed the reality and impact of a growing skills-to-jobs gap among residents. This gap has been particularly challenging for San Franciscans who face profound employment barriers due to a lack of educational and literacy opportunities, limited English proficiency, disability or ex-offender status.

In San Francisco, there has been a significant network of Federal, State, and locally-funded workforce development programs intended to assist residents with employment barriers in gaining the skills and training they need in order to join the workforce. In FY 2006-2007, when these programs were estimated to cost at least \$29M, the Mayor and Board of Supervisors authorized the creation of the Office of Workforce Development, which was to serve as the local oversight and policy-making body for this vast network, including coordinating all City departments and resources connected to workforce development.

We have heard from a number of community and workforce stakeholders that the City's current workforce system continues to be too fragmented despite significant progress since the Office of Workforce Development was created. Currently, there are over 15 departments that have workforce development programs of some sort, and the authority for many of these programs remains entirely within the departments. There has been relatively little coordination and no standard performance outcomes across many of the departments. Further, there has been inadequate Citywide-level information about total funding, staffing levels, and contract data.

We are writing to request your office's assistance in understanding the state of the current workforce development system, as well in shaping recommendations for its improvement. In 2007, at the time with the City began the process of consolidating workforce system as mentioned above, the Budget and Legislative Analyst prepared an in-depth management audit of San Francisco's workforce development programs. We are asking that your office provide the Board of

Supervisors with an update of this audit, and in particular the implementation status of its recommendations.

We look forward to hearing back from you regarding this request. Please contact Catherine Rauschuber, the staff lead in Supervisor Chiu's office on workforce development issues, for questions at 415-378-7025 or [Catherine.Rauschuber@sfgov.org](mailto:Catherine.Rauschuber@sfgov.org).

**In Memoriams**

Dominic Sarraf Crawford - Supervisor Breed

Mabel Soo - Supervisors Chiu, Cohen, Wiener and Yee

Kathryn Campbell - Supervisor Cohen

Vivian Steuben - Supervisor Cohen

# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
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## Legislation Introduced at Roll Call

Tuesday, April 16, 2013

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### Introduced by a Supervisor or the Mayor

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### Ordinances

#### 130182 [Police, Administrative Codes - Entertainment-Related Permits]

Sponsor: Wiener

Ordinance amending the Police Code to clarify permit requirements and procedures, as well as to expand suspension, citation, and enforcement provisions regarding Entertainment Commission permits, including Place of Entertainment Permits, Limited Live Performance Permits, Temporary Place of Entertainment Permits, Temporary Limited Live Performance Permits, Extended-Hours Premises Permits, and Temporary Extended-Hours Premises Permits, and noise limits and standards; amending the Administrative Code to clarify fee setting and reporting procedures; and making environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### 130340 [Park Code - Farmers' Market Permits]

Sponsor: Wiener

Ordinance amending Park Code, Section 7.21, to authorize Farmers' Markets on Recreation and Park Department property to operate more than once a week, and specifying the applicable permit fee; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Sub-Committee.

### Resolutions

#### 130341 [Real Property Acquisition - Park Purposes - 3861-24th Street - \$4,242,510]

Sponsor: Wiener

Resolution authorizing the acquisition of real property at 3861-24th Street, Assessor's Parcel Block No. 6509, Lot No. 040, for \$4,242,510 for park purposes, from the Noe Valley Ministry PCUSA; finding that the proposed transaction is in conformance with the City's General Plan and the priority policies of Planning Code, Section 101.1, and categorically exempt from environmental review as under the California Environmental Quality Act. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

- 130342 [Lease Amendment - Master Bike Rental Concession - ParkWide Activities, LLC]**  
**Sponsors:** Breed; Mar  
Resolution authorizing the execution of a first amendment to the lease between the Recreation and Park Department and ParkWide Activities, LLC, for the operation of a master bike rental concession in City parks, for the period of August 17, 2011, through August 16, 2016. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130343 [Accept and Expend Grant - San Francisco Covered California Initiative - \$568,800]**  
**Sponsor:** Mayor  
Resolution authorizing the Department of Public Health to accept and expend a grant in the amount of \$568,800 from the State of California to participate in a program entitled San Francisco Covered California Initiative for the period of May 1, 2013, through December 31, 2014. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130344 [Urging the California State Legislature to Pass Assembly Bill 900]**  
**Sponsor:** Chiu  
Resolution urging the California State Legislature to pass Assembly Bill 900 to eliminate the reduction in Medi-Cal rates for distinct part nursing facilities included in the State budget for FY2011-2012. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130345 [Commendation - Laura Lai - Distinguished Service]**  
**Sponsors:** Chiu; Mar  
Resolution commending Laura Lai for her lifetime of community activism, civil rights advocacy, and documentation of Chinese American history, and declaring April 27, 2013, as Laura Lai Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130346 [Urging the California State Legislature to Pass Assembly Bill 336]**  
**Sponsors:** Campos; Wiener, Avalos, Mar and Yee  
Resolution urging the California State Legislature to pass Assembly Bill 336, which states that possession of one or more condoms shall not be used as evidence of soliciting or engaging in prostitution in the State of California. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130347 [Urging the California State Legislature to Pass Assembly Bill 1266]**  
**Sponsors:** Campos; Wiener, Avalos, Kim and Mar  
Resolution urging the California State Legislature to pass Assembly Bill 1266, the School Success and Opportunity Act. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130348 [Urging the California State Legislature to Pass Assembly Bill 580]**  
**Sponsors:** Mar; Chiu and Breed  
Resolution urging the California State Legislature to pass Assembly Bill 580, to restore \$75 million in annual funding to the California Arts Council. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 130349 [Municipal Transportation Agency Fiscal Agent - Local Priority Development Area Planning and Implementation Funds]**  
**Sponsor:** Wiener  
Resolution authorizing the Municipal Transportation Agency to act as the fiscal agent for \$2,380,000 in funds received by the Planning Department through Metropolitan Transportation Commission Resolution No. 4035 for the implementation of the County Priority Development Area Planning and Implementation Program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### Requests for Hearing

- 130350 [Hearing - Security Measures for Large Public Events]**  
**Sponsor:** Mar  
Hearing to receive information on security measures for large public events held in the City and County of San Francisco. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130351 [Hearing - San Francisco International Airport - Budget Update - FY2013-2014 and FY2014-2015]**  
**Sponsor:** Farrell  
Hearing to receive an update on the San Francisco International Airport's budget for FY2013-2014 and FY2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130352 [Hearing - Summer Jobs Plus Initiative and Summer School Programming]**  
**Sponsor:** Kim  
Hearing to receive information from the Mayor's Office of Employment and Workforce Development, Department of Children, Youth and Their Families, and Unified School District regarding the status of Summer Jobs Plus initiative and summer school programming for public school students. RECEIVED AND ASSIGNED to City and School District Select Committee.

### Introduced by the President at the Request of a Department

*Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced by the President.*

### PROPOSED ORDINANCES

- 130313 [Settlement of Lawsuit - Carlos Benavides Arroliga v. CCSF, et al. - \$250,000]**  
Ordinance authorizing settlement of the lawsuit filed by Carlos Benavides Arroliga against the City and County of San Francisco for \$250,000; the lawsuit was filed on September 13, 2011, in San Francisco Superior Court, Case No. CGC-11-514165; entitled Carlos Benavides Arroliga, et al., v. City and County of San Francisco, et al.; other material terms of said settlement are material terms. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

- 130314 [Settlement of Lawsuit - Lloyds and Zurich North America v. CCSF - \$80,000]**  
Ordinance authorizing settlement of the lawsuit by Zurich American Insurance Company, against the City and County of San Francisco for \$80,000; the lawsuit was filed on January 17, 2013, in San Francisco Superior Court, Case No. CGC-13-528071; entitled Zurich American Insurance Company v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130315 [Settlement of Lawsuit - CTIA - The Wireless Association]**  
Ordinance authorizing settlement of a lawsuit filed by CTIA against the City and County of San Francisco; the lawsuit was filed on July 23, 2010, in United States District Court, Northern District of California, Case No. 3:10-cv-03224 (WHA); entitled CTIA - The Wireless Association v. City and County of San Francisco; the material terms of said settlement are that: CTIA and the City will enter into a stipulated Final Judgment for the CTIA, including declaratory relief and a permanent injunction against enforcement of the Cell Phone Right-to-Know Law; the City will cease all litigation over the Cell Phone Right-to-Know Law; and, CTIA will waive its claims for attorney's fees. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

### PROPOSED RESOLUTION

- 130312 [Settlement of Claim - Kerry MacRae - \$275,000]**  
Resolution approving the settlement of the unlitigated claim filed by Kerry MacRae against the City and County of San Francisco for \$275,000; claim was filed on April 27, 2012. (Public Works Department). RECEIVED AND ASSIGNED to Rules Committee.



## **Clerk to Act – April 16, 2013**

**Board Meeting Minutes for March 12, 2013 approved.**

*There were no Clerk to Act requests submitted at the April 16, 2013 Board Meeting.*

### **In Memoriams**

Robert Chrisman - Supervisor Cohen

Becky Lee - Supervisor Yee

Carlos Ramirez - Supervisors Mar and Campos



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, April 23, 2013

### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

- 130363 [Appropriation - Road Repaving and Street Safety General Obligation Bonds, 2011, Series 2013C - \$133,275,000 - FY2012-2013]**  
**Sponsors:** Mayor; Wiener, Yee and Chiu  
Ordinance appropriating \$133,275,000 of the Road Repaving and Street Safety General Obligation Bonds, 2011, Series 2013B, Proceeds including \$122,058,097 to the Department of Public Works and \$11,216,903 to the Municipal Transportation Agency for resurfacing, sidewalk, curb ramp, and street structure improvements, the redesign of street streetscapes to include pedestrian and bicycle safety improvements, and traffic signal improvements to support transit priority for FY2012-2013 and placing these funds on Controller's Reserve pending the sale of the bonds. ASSIGNED to Budget and Finance Committee.
- 130364 [De-Appropriation and Re-Appropriation - Public Utilities Commission Overtime - \$71,016 - FY2012-2013]**  
**Sponsor:** Mayor  
Ordinance de-appropriating \$71,016 in salaries in the Public Utilities Commission, Hetch Hetchy Department, operating budget and re-appropriating \$71,016 to overtime in the Public Utilities Commission, Hetch Hetchy Department operating budget in order to support the department's projected increases in overtime as required per Ordinance No. 194-11, and requiring a two-thirds vote of all members of the Board of Supervisors for approval. ASSIGNED to Budget and Finance Committee.

DOCUMENTS DEPT

JAN - 3 2014

SAN FRANCISCO

- 130365 [De-Appropriation and Re-Appropriation - Public Utilities Commission Operating Budget Amendment of \$5,096,000 and Capital Improvement Projects of \$42,178,878 - FY2013-2014]**  
**Sponsor:** Mayor  
 Ordinance amending the adopted FY2013-2014 Appropriation Ordinance and other adopted biennial capital appropriation ordinances for the Public Utilities Commission, including \$3,100,000 in de-appropriation and re-appropriation for the Hetch Hetchy Enterprise operating budget; de-appropriating \$16,414,070 and re-appropriating \$7,513,665 in capital projects in the Hetch Hetchy Capital Improvement Program projects; de-appropriating and re-appropriating \$1,996,000 in the Water Enterprise operating budget; de-appropriating \$70,995,900 and re-appropriating \$55,169,000 in the in the Water Enterprise Capital Improvement Program projects; and de-appropriating \$56,370,059 and re-appropriating \$38,878,486 in the Wastewater Enterprise Capital Improvement Program. ASSIGNED to Budget and Finance Committee.
- 130366 [De-Appropriation and Re-Appropriation - Public Utilities Commission Overtime - \$250,000 - FY2012-2013]**  
**Sponsor:** Mayor  
 Ordinance de-appropriating \$250,000 in debt service in the Public Utilities Commission, Water Enterprise Department, operating budget, and re-appropriating \$250,000 to overtime in the Public Utilities Commission, Water Enterprise Department, operating budget, in order to support the department's projected increases in overtime, as required by Board of Supervisors Ordinance No. 194-11; and requiring a two-thirds vote of all members of the Board of Supervisors for approval. ASSIGNED to Budget and Finance Committee.
- 130367 [De-Appropriation and Re-Appropriation - Public Utilities Commission Expenditures - \$16,546,000 - FY2012-2013]**  
**Sponsor:** Mayor  
 Ordinance de-appropriating \$16,546,000 in existing Wastewater Capital Improvement Program project budgets and re-appropriating the funds to Wastewater Sewer System Improvement Program budgets adopted by the Public Utilities Commission. ASSIGNED to Budget and Finance Committee.
- 130368 [Appropriation - Earthquake Safety and Emergency Response General Obligation Bonds, 2011, Series 2013B - \$31,905,000 - FY2012-2013]**  
**Sponsors:** Mayor; Chiu  
 Ordinance appropriating \$31,905,000 of the Earthquake Safety and Emergency Response General Obligation Bonds, 2010, Series 2013B, Proceeds to the Department of Public Works in FY2012-2013 for necessary repairs and seismic improvements in order to better prepare San Francisco for a major earthquake or natural disaster; and placing these funds on Controller's Reserve pending the sale of the bonds. ASSIGNED to Budget and Finance Committee.
- 130369 [Building, Health, Public Works Codes - Soil and/or Groundwater Testing Requirements]**  
**Sponsor:** Mayor  
 Ordinance amending Building Code, Section 106A.3.2.4, and Health Code, Sections 1220 through 1237, and adding Section 1219, to expand the boundaries and types of projects for which soil testing is required and to require testing of groundwater under specified circumstances; amending Public Works Code, Article 20, to eliminate soil testing provisions; renumbering code sections in Health Code, Article 22A; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

- 130370 [Appropriation and De-Appropriation - Equipment Lease Revenue Bonds, Series 2013A - \$2,056,612 - FY2012-2013]**  
**Sponsor:** Mayor  
 Ordinance appropriating \$2,056,612 of Equipment Lease Revenue Bonds, Series 2013A, Proceeds and de-appropriating \$171,628 of equipment lease project to fund related financial costs for issuing Equipment Lease Revenue Bonds, Series 2013A, for Citywide Lease Equipment financing in FY2012-2013. ASSIGNED to Budget and Finance Committee.
- 130371 [Appropriation and De-Appropriation - Clean and Safe Neighborhood Park General Obligation Bonds, 2012, Series 2013A - \$74,030,000 - FY2012-2013]**  
**Sponsors:** Mayor; Farrell, Wiener, Chiu, Avalos and Kim  
 Ordinance appropriating \$74,030,000 of the Clean and Safe Neighborhood Park General Obligation Bonds, 2012, Series 2013A, Proceeds including \$55,156,304 to the Recreation and Parks Department and \$18,873,696 to the Port for the renovation, repair, and construction of parks and open spaces (Proposition B) in FY2012-2013 and placing these funds on Controller's Reserve pending the sale of the bonds. ASSIGNED to Budget and Finance Committee.
- 130372 [Planning Code, Zoning Map - Third Street Formula Retail Restricted Use District]**  
**Sponsor:** Cohen  
 Ordinance amending the Planning Code to create the Third Street Formula Retail Restricted Use District; amending Zoning Map, Sheet SU10, for property located on Third Street between Williams Avenue and Egbert Avenue; and making findings, including environmental findings pursuant to the California Environmental Quality Act, findings of consistency with General Plan and the priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130373 [Administrative Code - Language Access Ordinance]**  
**Sponsor:** Chiu  
 Ordinance amending the Administrative Code to add the Ethics Commission to the list of City departments required to provide enhanced language access services. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130374 [Campaign and Governmental Conduct Code - Lobbying Regulations]**  
**Sponsor:** Chiu  
 Ordinance amending the Campaign and Governmental Conduct Code to expand the definition of a lobbyist; expand the list of reportable lobbying contacts; enhance lobbyist training, auditing, and record-keeping requirements; require public reports about city officials who fail to file statements of economic interest; require a public guide to local campaign finance laws; require permit consultants to register with the Ethics Commission and file regular disclosure reports; and require major developers to disclose donations to nonprofits active in the City. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130375 [Administrative Code - City Contracting and Grant Reform]**  
**Sponsor:** Chiu  
 Ordinance amending the Administrative Code, Chapter 21, Sections 21.4 and 21.05, adding 21.43, relating to Contracts, and adding Chapter 21A, relating to Grants. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

## **Resolutions**

- 130376 [Issuance - Equipment Lease Revenue Bonds, Series 2013A - Finance Corporation Equipment Program - Not to Exceed \$12,500,000]**  
**Sponsor:** Mayor  
Resolution approving the form of and authorizing execution and delivery of Equipment Lease Revenue Bonds, Series 2013A, Supplement No. 19, between the City and County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco (City), as lessee, with respect to certain equipment to be used for city purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of lease revenue bonds by said nonprofit corporation in an amount not to exceed \$12,500,000; approving the form of the official statement and the distribution thereof in preliminary and final form; providing for reimbursement to the City of certain city expenditures incurred prior to the issuance of lease revenue bonds; and providing for the execution of documents in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130377 [Sale - Clean and Safe Neighborhood Parks General Obligation Bonds, 2012, Series 2013A - Not to Exceed \$74,030,000]**  
**Sponsors:** Mayor; Farrell, Wiener, Avalos, Kim and Chiu  
Resolution authorizing and directing the sale of not to exceed \$74,030,000 aggregate principal amount of City and County of San Francisco Clean and Safe Neighborhood Parks General Obligation Bonds, 2012, Series 2013A; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive Sale; approving the forms of Official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement Relating to the Sale of Said Bonds; approving the form of the Continuing Disclosure Certificate; authorizing and approving modifications to documents; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130378 [Lease - Data Center Space - 3101 Gold Center Drive, Rancho Cordova, California - Initial Term of Two Years - Base Annual Rental Rate of \$130,473.8]**  
**Sponsors:** Mayor; Chiu  
Resolution authorizing the use of space and communication services within an existing data center located at 3101 Gold Center Drive, Rancho Cordova, California, from the State of California Technology Agency, Office of Technology Services, through an Agreement; and authorizing certain amendments and extensions to said Agreement as warranted. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130379 [Proposition J Contract - Public Utilities Commission - Certification of Specified Contracted-Out Services Previously Approved]**  
**Sponsor:** Mayor  
Resolution concurring with the Controller's certification that services can be performed by private contractor for a lower cost than similar work performed by City and County employees for night and weekend security services at Public Utilities Commission's offices on 525 Golden Gate Avenue. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130380 [Issuance - Clean and Safe Neighborhood Parks General Obligation Bonds, 2012, Series 2013A - Not to Exceed \$195,000,000]**  
**Sponsors:** Mayor; Farrell, Wiener, Chiu, Avalos and Kim  
 Resolution providing for the issuance of not to exceed \$195,000,000 aggregate principal amount of Clean and Safe Neighborhood Parks General Obligation Bonds, 2012, Series 2013A; authorizing the execution, authentication and registration of said Bonds; providing for the levy of a tax to pay the principal and interest thereof; providing for the appointment of depositories and other agents for said Bonds; providing for the establishment of accounts related thereto; ratifying certain actions previously taken; and granting general authority to city officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said Bonds. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130381 [Sale - Road Repaving and Street Safety General Obligation Bonds, 2011, Series 2013C - Not to Exceed \$133,275,000]**  
**Sponsors:** Mayor; Wiener and Yee  
 Resolution authorizing and directing the sale of not to exceed \$133,275,000 aggregate principal amount of Road Repaving and Street Safety General Obligation Bonds, 2011, Series 2013C; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form of the preliminary official statement and the form and execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; authorizing and approving modifications to documents; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130382 [Sale - Earthquake Safety and Emergency Response General Obligation Bonds, 2010, Series 2013B - Not to Exceed \$31,905,000]**  
**Sponsors:** Mayor; Chiu  
 Resolution authorizing and directing the sale of not to exceed \$31,905,000 aggregate principal amount of Earthquake Safety and Emergency Response General Obligation Bonds, 2010, Series 2013B; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of official Notice of Sale and Notice of Intention to Sell Bonds; directing the publication of the Notice of Intention to Sell Bonds; approving the form of the Preliminary Official Statement and the form and execution of the Official Statement relating to the sale of said bonds; Approving the Form of the Continuing Disclosure Certificate; Authorizing and approving modifications to documents; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130383 [Accept and Expend Grant - Bay Area Regional Energy Network - \$931,000]**  
**Sponsor:** Mar  
 Resolution authorizing the Department of the Environment to retroactively accept and expend a grant of \$931,000 from the Association of Bay Area Governments to perform various activities as part of a Bay Area Regional Energy Network energy efficiency program. RECEIVED AND ASSIGNED to Budget and Finance Committee.



- 130384 [Airspace Lease - State of California - Property along Duboce Street, between Otis Street and Stevenson Street - SoMa West Skatepark - Initial Term of Twenty Years - Initial Monthly Base Rent \$10,000]**  
**Sponsor:** Kim  
Resolution approving the execution of an airspace lease for a portion of property commonly known as Block No. 3513, Lot No. 071, and located along Duboce Street between Otis Street and Stevenson Street, by and between the City and County of San Francisco (City), and the State of California, acting by and through its Department of Transportation, for an initial term of twenty years and an initial monthly rent of \$10,000; adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and eight priority policies; and authorizing other actions in furtherance of this Resolution. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130385 [Airspace Lease - State of California - Property under Highway 101 near Duboce Street, between Valencia Street and Stevenson Street - SoMa West Dog Park - Initial Term of Twenty Years - Total Base Rent \$2,335,343]**  
**Sponsor:** Kim  
Resolution approving the execution of an airspace lease for a portion of property commonly known as Block No. 3513, Lot No. 074, and located under Highway 101 near Duboce Street, between Valencia Street and Stevenson Street, by and between the City and County of San Francisco (City), and the State of California, acting by and through its Department of Transportation, for an initial term of twenty years and a total base rent of \$2,335,343; adopting environmental findings and other findings that the actions set forth in this Resolution are consistent with the City's General Plan and eight priority policies; and authorizing other actions in furtherance of this Resolution. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130386 [Urging the California State Senate to Pass Senate Bill 662]**  
**Sponsors:** Campos; Avalos, Mar and Kim  
Resolution urging the California State Senate to Pass Senate Bill 622, which would levy an excise tax of one cent (\$0.01) per fluid ounce on any beverage with added caloric sweeteners, such as sodas, in order to fund activities to prevent childhood obesity. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130387 [Urging the United States Senate to Amend Senate Bill 744 and Pass Comprehensive Immigration Reform]**  
**Sponsors:** Chiu; Campos and Kim  
Resolution urging the United States Senate to amend Senate Bill 744 and pass Comprehensive Immigration Reform legislation to focus on family reunification, create a real pathway to citizenship, and be inclusive of our country's diversity. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.



## **Requests for Hearing**

- 130207 [Hearing - Proposition H Expenditure Plan and Reauthorization and Children's Fund Status and Reauthorization]**  
**Sponsor:** Kim  
Hearing to receive updates from the Mayor's Budget Office, Controller's Office, and San Francisco Unified School District (SFUSD) on the Proposition H expenditure plan, the establishment of standardized processes for allocation of funds to SFUSD by the City, and the status of possible reauthorization of Proposition H, and an update from the Department of Children, Youth and Families on the status and possible reauthorization of the Children's Fund. SUBSTITUTED AND ASSIGNED to City and School District Select Committee.
- 130355 [Hearing - Public Utilities Commission - Budget Update - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Farrell  
Hearing to receive an update on the Public Utilities Commission budget for FYs 2013-2014 and 2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130356 [Hearing - Port - Budget Update - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Farrell  
Hearing to receive an update on the Port budget for FYs 2013-2014 and 2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130357 [Hearing - Municipal Transportation Agency - Budget Update - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Farrell  
Hearing to receive an update on the Municipal Transportation Agency budget for FYs 2013-2014 and 2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130388 [Hearing - Performance Audit - Public Safety Realignment]**  
**Sponsor:** Cohen  
Hearing on the performance audit of the implementation of Public Safety Realignment. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130389 [Hearing - Participatory Budgeting]**  
**Sponsor:** Chiu  
Hearing on participatory budgeting. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## Introduced at the Request of a Department

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### PROPOSED ORDINANCE

- 130336 [Settlement of Lawsuit - Bosque v. CCSF - \$49,505.70]**  
Ordinance authorizing settlement of the lawsuit filed by Rosemary Bosque against the City and County of San Francisco for \$49,505.70; the lawsuit was filed on May 14, 2010 in San Francisco Superior Court, Case No. CGC-10-499909, entitled Bosque v. City and County of San Francisco. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

### PROPOSED RESOLUTIONS

- 130324 [Airport Lease Modification - United Air Lines, Inc. - Plots 16 and 16B]**  
Resolution approving the execution of Modification No.5 to Lease L73-0066 at Plots 16 and 16B with United Air Lines, Inc. at San Francisco International Airport to: increase the ground rent to \$12,040,710.00 per year; reduce the premises by 6.53 acres of land, resulting in a modified premises of approximately 124.13 acres, together with certain rights-of-way and easements; and grant a one-time option to relinquish up to thirty percent of the land comprising the Premises and equivalent land comprising the Employee Parking. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130332 [Airport Lease and Use Agreement - China Eastern Airlines Corporation Limited and Scandinavian Airlines of North America, Inc.]**  
Resolution approving the terms of 2011 Lease and Use Agreements between China Eastern Airlines Corporation Limited and Scandinavian Airlines of North America, Inc., respectively, and the City and County of San Francisco, acting by and through its Airport Commission, for a term ending in approximately eight years and two months. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130333 [Airport Lease Amendments - Concessions and Stores]**  
Resolution approving Amendment No. 2 to Boarding Area E Candy Kiosk Lease No. 08-0016 with Pacific Gateway Concessions, LLC; Terminal 3 Specialty Store Lease B No. 04-0167 with Marilla Chocolate Company; Airport Spa Lease No. 06-0242 with XpresSpa SF International, LLC; and Amendment No. 3 to Technology Stores and Accessories Lease No. 07-0108 with ILJ San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission for a term of five years. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130334 [Airport Lease Agreement - Pelican Communications, Inc.]**  
Resolution approving Amendment No. 1 to Lease No. 09-0229 with Pelican Communications, Inc., to lower rent to 20% of gross revenue for the term January 1, 2010, through December 3, 2013. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**130335 [Airport Lease Amendment - Gotham Enterprises, LLC - Minimum Annual Guarantee \$37,353]**

Resolution approving Amendment No. 1 to the Domestic Terminal Food and Beverage Lease No. 03-0193 between Gotham Enterprises, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, with a minimum annual guarantee of \$37,353, for the term of September 29, 2003, through February 23, 2017. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**Clerk to Act – April 23, 2013**

**Board Meeting Minutes for March 19, 2013 approved.**

*There were no Clerk to Act requests submitted at the April 23, 2013 Board Meeting.*

**In Memoriams**

None

# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, May 7, 2013

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MAY 10 2013

SAN FRANCISCO  
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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

#### 130412 [Public Works Code - Installation of City Infrastructure in Excavation Projects]

Sponsor: Chiu

Ordinance amending the Public Works Code to require the installation of City-owned telecommunications and electricity infrastructure in excavation projects where the City has determined that it is both financially feasible and consistent with the City's long-term goals to develop the City's electrical and communications infrastructure and to coordinate the installation of the infrastructure with municipal and utility excavators. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 130413 [Municipal Elections Code - Publication of Legal Text of Proposed Measures]

Sponsor: Chiu

Ordinance amending the Municipal Elections Code to specify that the Voter Information Pamphlet will not include the legal text of any ballot measure that exceeds 100 pages. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

#### 130414 [Appropriation - \$1,697,907 for the San Francisco Airport Commission - FY2013-2014]

Sponsor: Mayor

Ordinance appropriating amended estimated receipts and amended estimated expenditures of \$1,697,907 for the San Francisco Airport Commission for the fiscal year ending June 30, 2014. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

#### 130415 [Public Employment - Amendment to the Annual Salary Ordinance, FYs 2012-2013 and 2013-2014 - Port of San Francisco]

Sponsor: Mayor

Ordinance amending Ordinance No. 165-12 (Annual Salary Ordinance FYs 2012-2013 and 2013-2014) to reflect the addition of 7.0 positions (5.39 FTEs) in Class 9330 (3.85 FTEs, Pile Worker), 9331 (0.77 FTEs, Piledriver Engine Operator), and 9332 (.77 FTEs, Piledriver Supervisor I) in the Port of San Francisco in FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

- 130416 [Appropriation - \$3,857,224 for the Port of San Francisco - FY2013-2014]**  
**Sponsor:** Mayor  
Ordinance appropriating amended estimated receipts and amended estimated expenditures of \$3,857,224 for the Port of San Francisco for the fiscal year ending June 30, 2014. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130417 [Public Employment - Amendment to the Annual Salary Ordinance, FYs 2012-2013 and 2013-2014 - San Francisco Airport Commission]**  
**Sponsor:** Mayor  
Ordinance amending Ordinance No. 165-12 (Annual Salary Ordinance FYs 2012-2013 and 2013-2014) to reflect the addition of 32 positions (27.17 FTEs) in various job classes and delete 11 positions (11 FTEs) in various job classes for FY2013-2014 in the San Francisco Airport Commission. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130434 [Municipal Elections Code - Publication of Legal Text of Proposed Measures]**  
**Sponsor:** Wiener  
Ordinance amending the Municipal Elections Code to specify that the Voter Information Pamphlet will not include the legal text of any ballot measure that exceeds 20 pages. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

## **Resolutions**

- 130411 [Lyme Disease Awareness Month - May 2013]**  
**Sponsor:** Kim  
Resolution declaring May 2013 as Lyme Disease Awareness Month. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130418 [Lease - Sega Food Groups, Inc. - 133 O'Farrell Street - Annual Base Rent of \$180,000]**  
**Sponsor:** Chiu  
Resolution authorizing the Municipal Transportation Agency to execute a retail lease agreement with Sega Food Groups, Inc., and Ramin Vahabi for approximate 1,127 square feet of retail space at 133 O'Farrell Street, for a 10-year term, plus two five-year extension options, at an initial annual base rent of \$180,000 with annual increases. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130419 [Resolution to Establish Community Benefit District - Top of Broadway]**  
**Sponsor:** Chiu  
Resolution declaring the intention of the Board of Supervisors to establish a property-based business improvement district (community benefit district) to be known as the "Top of Broadway Community Benefit District" and levy a multi-year assessment on identified parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballots; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 130420 [Real Property Conveyance - Land Dedication - 1294-8 Shotwell Street - Inclusionary Affordable Housing]**  
**Sponsor:** Campos  
 Resolution approving and authorizing an agreement for the conveyance of a parcel of real estate, consisting of approximately .27 acres improved by a 11,672 square foot commercial building for the Mayor's Office of Housing pursuant to the land dedication process permitted under Planning Code, Section 419; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and Eight Priority Policies of City Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130421 [Accept and Expend Grant - Highway Bridge Programt - \$3,415,487]**  
**Sponsor:** Cohen  
 Resolution authorizing the Department of Public Works to retroactively accept and expend a Federal grant in the amount of \$3,415,487 from the Federal Highway Administration for the Islais Creek Bridge Rehabilitation Project for the period of May 2013 through March 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130422 [Contract for, Accept, and Expend Grant - Criminal Restitution Compact - Up to \$256,974]**  
**Sponsor:** Cohen  
 Resolution authorizing the Office of the District Attorney to contract for, accept, and expend up to \$256,974 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2013, through June 30, 2016. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130423 [Accept and Expend Grant - 2011 Port Security Grant Program Funds for Portwide CCTV and Pier 80 Security Improvements - \$1,322,753]**  
**Sponsors:** Mayor; Cohen  
 Resolution authorizing the Port to accept and expend \$1,322,753 in 2011 Port Security Grant Program funds from the U.S. Department of Homeland Security's Infrastructure Protection Program, including \$919,243 for Portwide CCTV and \$403,510 for Pier 80 security improvements, for the period of June 1, 2013, through June 30, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130424 [Approval of Official Statement for Certificates of Participation - Port Facilities Project]**  
**Sponsor:** Mayor  
 Resolution providing for the sale of certificates of participation (Certificates) evidencing undivided, proportionate interests in the right to receive certain rental payments to be made by the City under a Project Lease to finance capital projects at the Port of San Francisco; providing for the sale of the Certificates by competitive sale; approving the form and publication of an Official Notice of Sale and a Notice of Intention to Sell the Certificates; approving the form of a Preliminary Official Statement and the form and execution of an Official Statement relating to the sale of the Certificates; approving the form of a Continuing Disclosure Certificate; granting general authority to City officials to take necessary actions in connection with the execution, sale and delivery of the Certificates; approving modifications to documents; and ratifying previous actions taken in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130425 [Accept and Expend Grant - Friends of San Francisco Public Library - Up to \$750,000]**  
**Sponsor:** Mayor  
 Resolution authorizing the Department of Public Library to retroactively accept and expend a grant in the amount of up to \$750,000 of in-kind gifts, services, and cash monies from the Friends of the San Francisco Public Library for direct support for a variety of public programs and services for the period of July 1, 2012, through June 30, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130426 [Proposition J Contract Certification - Specified Contracted-Out Services Previously Approved - Airport Commission]**  
**Sponsor:** Mayor  
 Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for information booth, security, and shuttle bus services at the Airport. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130428 [Accept and Expend Grant - California Cultural and Historical Endowment Grant for Pier 70 Union Iron Works Stabilization Project - \$250,000]**  
**Sponsors:** Mayor; Cohen  
 Resolution authorizing the Port to accept and expend a grant in the amount of \$250,000 from the California Cultural and Historical Endowment Under the California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002 for the Pier 70 Union Iron Works Machine Shop Stabilization Project for the period June 15, 2013, through December 31, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130431 [Asian Women's Shelter - 25th Anniversary]**  
**Sponsor:** Chiu  
 Resolution commemorating the Asian Women's Shelter on their 25th anniversary for their distinguished service to those who have suffered from domestic violence in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130432 [San Francisco Conservation Corps - 30th Anniversary]**  
**Sponsor:** Chiu  
 Resolution commemorating the San Francisco Conservation Corps on their 30th anniversary for their dedication to providing job and academic training to youth in underserved communities in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130433 [Urging the California State Legislature to Pass Assembly Bill 840]**  
**Sponsor:** Yee  
 Resolution urging the California State Legislature to pass Assembly Bill 840 to require the Department of Motor Vehicles to have driver's license applicants sign a statement implying they are aware of the dangers caused by distracted driving. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130435 [National Hispanic Hepatitis Awareness Day - May 15, 2013]**  
**Sponsors:** Campos; Avalos  
 Resolution declaring May 15, 2013, as National Hispanic Hepatitis Awareness Day in the City and County of San Francisco in order to raise awareness of Hepatitis A, Hepatitis B, and Hepatitis C, and liver health overall, in the lives of San Francisco's diverse Latino and Latina residents. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.



- 130436 [Urging the California State Legislature to Pass Assembly Bill 755]**  
**Sponsors:** Mar; Campos, Yee and Chiu  
Resolution urging the California State Legislature to pass Assembly Bill 755 to require all proposed new construction or refurbishment of bridges take into account plans for a suicide barrier to become eligible for any State or Federal funds apportioned by the State. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## Motions

- 130397 [Committee of the Whole - Report of Assessment Costs for Blighted Properties]**  
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on May 21, 2013, at 3:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130403 [Closed Session - Existing Litigation - Consolidated Cases Relating to Transient Occupancy Tax]**  
**Sponsor:** Chiu  
Motion that the Board of Supervisors convene in closed session on May 14, 2013, for the purpose of conferring with, or receiving advice from, Legal Counsel regarding existing litigation relating to the Transient Occupancy Tax in which the City is a defendant pursuant to California Government Code, Section 54956.9(a), and San Francisco Administrative Code, Section 67.10(d)(1), which permits this closed session because discussion in open session concerning this matter would likely and unavoidably prejudice the position of the City in the existing litigation. RECEIVED AND ASSIGNED to Board of Supervisors.

## Requests for Hearing

- 130394 [Hearing - Implementation of Recommendations - Civil Grand Jury Report - "Deja Vu All Over Again: San Francisco's City Technology Needs a Culture Shock"]**  
Hearing to receive updates, from various City Departments who were required to provide a response, on the implementation of Recommendation Nos. 4, 7, 9, 10, 11, 12, 13, 14, 15, 17, and 18 contained in the 2011-2012 Civil Grand Jury Report, entitled "Deja Vu All Over Again: San Francisco's City Technology Needs a Culture Shock" and respond to the Civil Grand Jury on the status of these implementations. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130398 [Public Hearing - Report of Assessment Costs for Blighted Properties]**  
Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors.

- 130437 [Hearing - Reviewing the Proliferation of Parklets]**  
**Sponsor:** Mar  
Hearing to look at how parklets have spread in certain parts of the City, examine their impact, and consider the benefits they may provide to merchant corridors. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130438 [Hearing - Municipal Transportation Agency Budget Update - FY2013-2014]**  
**Sponsor:** Farrell  
Hearing to receive an update on the Municipal Transportation Agency's Budget for FY2013-2014. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130439 [Hearing - Youth Commission's Policy & Budget Priorities Update - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Farrell  
Hearing to receive an update on the Youth Commission's Policy & Budget Priorities for FYs 2013-2014 and 2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130440 [Hearing - Sunday Streets]**  
**Sponsor:** Avalos  
Hearing to review Sunday Streets Program, including a review of how the program operates, the benefits of the program, how the program is funded, and what the City can do to further the program's goals. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130441 [Hearing - Affordable Housing Fund - Stabilization Program]**  
**Sponsors:** Avalos; Chiu  
Hearing on proposed uses of Affordable Housing Fund Stabilization Program to support San Francisco homeowners to preserve affordable housing options and upgrade habitability of secondary units. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130442 [Hearing - City Fiber Network]**  
**Sponsor:** Chiu  
Hearing into the vision and strategy of the Department of Technology and other City agencies regarding the expansion and uses, including support for public WiFi, of the City's fiber network. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED RESOLUTIONS**

- 130359 [Sale of Easement - Public Utilities Commission to Pacific Gas & Electric Company - Watershed Lands Near Edgewood Road, Unincorporated San Mateo County - \$2,200]**  
Resolution approving and authorizing the sale of an easement on the City and County of San Francisco's property, consisting of approximately 7,800 square feet of watershed lands in unincorporated San Mateo County, near Edgewood Road, by the Public Utilities Commission, for the price of \$2,200; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan and the priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130360 [Settlement of Claim - Bank of San Francisco v. CCSF - \$32,246]**  
Resolution approving the proposed settlement of claim filed by Bank of San Francisco against the City and County of San Francisco for \$32,246; claim was filed on July 17, 2012, bearing claim number 13-00117. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130361 [Settlement of Claim - Stanford Group Company v. CCSF - \$63,292.52]**  
Resolution approving the proposed settlement of claim filed by Stanford Group Company against the City and County of San Francisco for \$63,292.52; claim was filed on July 25, 2012, bearing claim number 13-00190. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130362 [Lease Extension Agreement - 711 Van Ness Avenue - Emergency Management and Assessor-Recorder - 14.5 Months for \$17,996.67 Per Month]**  
Resolution authorizing a 14.5 month extension of the Lease with SFOC, LLC, of 9,800 sq. ft. at 711 Van Ness Avenue, for a total lease term of thirty-five months, for the Department of Emergency Management and the Office of the Assessor-Recorder. (Real Estate Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130391 [Airport Professional Services Agreement Amendment - Curbside Management Program - Not to Exceed \$15,067,000]**  
Resolution approving Amendment No. 1 to Professional Services Agreement, Airport Contract No. 8994, Manage and Staff the Curbside Management Program, between FSP PPM Management, LLC, and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$15,067,000, pursuant to Charter, Section 9.118(b), for the period of July 1, 2013, through June 30, 2014. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**130392 [Agreement Amendment - Motorola, Inc., 800 MHz - \$28,000,000]**

Resolution authorizing the Department of Technology to enter into the Seventh Amendment of the Citywide 800 MHz Radio System Project Agreement between the City and Motorola, Inc., to increase the contract amount to \$28,000,000 for the period of September 22, 1997, through September 21, 2017. (Department of Technology). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**130399 [Report of Assessment Costs for Blighted Properties]**

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repair of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Chapter 80, the costs thereof having been paid for out of a blight abatement fund. (Public Works Department). RECEIVED AND ASSIGNED to Board of Supervisors.

**Clerk to Act – May 7, 2013**

**Board Meeting Minutes for March 26, 2013 and April 2, 2013, approved.**

*There were no Clerk to Act requests submitted at the May 7, 2013 Board Meeting.*

**In Memoriams**

Todd Bove – Supervisor Campos

Babette Drefke – Supervisor Cohen

Pamela Rollo – Supervisor Yee



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, May 14, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

- 70  
13  
1/4/13
- 130248 [Administrative Code - California Environmental Quality Act Procedures, Appeals, and Public Notice]**  
**Sponsors:** Kim; Campos, Avalos and Mar  
Ordinance amending Administrative Code, Chapter 31, to provide for appeals under the California Environmental Quality Act to the Board of Supervisors of environmental impact reports, negative declarations, exemption determinations, and determinations on modified projects; to clarify and update existing Chapter 31 procedures, including without limitation: to provide for the Planning Department or Planning Commission to approve all exemption determinations; to require the Planning Department to establish an electronic notification system; to expand noticing of exempt projects; to require new noticing when filing notices of exemption and notices of determination; to revise noticing of negative declarations and environmental impact reports for plans of 20 acres or more; to provide an expanded role for the Historic Preservation Commission; and making environmental findings. **SUBSTITUTED AND ASSIGNED** to Land Use and Economic Development Committee.
- 130369 [Building, Health, Public Works Codes - Soil and/or Groundwater Testing Requirements]**  
**Sponsor:** Mayor  
Ordinance amending the Building and Health Codes to expand the boundaries and types of projects for which soil testing is required and to require testing of groundwater under specified circumstances; amending the Public Works Code to eliminate soil testing provisions; renumbering code sections in the Health Code; and making environmental findings. **SUBSTITUTED AND ASSIGNED** to Land Use and Economic Development Committee.
- 130453 [Memorandum of Understanding - San Francisco Sheriffs' Managers and Supervisors Association - FY2013-2014]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and San Francisco Sheriffs' Managers and Supervisors Association by implementing specified terms and conditions of employment for FY2013-2014. **ASSIGNED** to Government Audit and Oversight Committee.

- 130454 [Memorandum of Understanding - San Francisco Deputy Sheriffs' Association - FY2013-2014]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No.1 to the 2012-2014 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Deputy Sheriffs' Association, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED to Government Audit and Oversight Committee.
- 130455 [Memorandum of Understanding - Service Employees International Union, Local 1021 - FY2013-2014]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the Service Employees International Union, Local 1021, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED to Government Audit and Oversight Committee.
- 130456 [Compensation for Unrepresented Employees - City and County of San Francisco - Effective July 1, 2013]**  
**Sponsor:** Mayor  
 Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Charter, Section A8.409, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and methods of payment, effective July 1, 2013. ASSIGNED to Government Audit and Oversight Committee.
- 130458 [Contract Amendment - Mission Bay South Redevelopment Plan Amendment]**  
**Sponsor:** Mayor  
 Ordinance approving an amendment to the Mission Bay South Redevelopment Plan, which amendment modifies the land use designation for certain property to add residential as a permitted use and to increase the permitted residential density in the Plan Area but does not increase the allocation of tax increment under a pre-existing enforceable obligation; making environmental findings under the California Environmental Quality Act; and making findings pursuant to the General Plan and Planning Code, Section 101.1(b). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130459 [Planning Code - Mission Alcoholic Beverage Special Use District and Valencia Street Neighborhood Commercial Transit District]**  
**Sponsors:** Campos; Wiener  
 Ordinance amending the Planning Code by amending the Mission Alcoholic Beverage Special Use District controls to allow the transfer of liquor licenses under specified circumstances, to restrict the sale of alcohol for off-site consumption, and to exempt from the controls grocery stores and certain institutional, arts and other uses; establishing operating conditions for liquor-related uses; amending the Valencia Street Neighborhood Commercial Transit District controls to restrict the conversion of existing ground floor retail uses to restaurants; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130460 [Administrative Code - Airport Facilities Naming Advisory Committee]**  
**Sponsors:** Campos; Wiener, Avalos, Kim, Mar, Yee and Chiu  
 Ordinance amending the Administrative Code to establish the Airport Facilities Naming Advisory Committee and to establish its powers and duties. ASSIGNED UNDER 30 DAY RULE to Rules Committee.



- 130461 [Police, Administrative Codes - Alcohol Regulation]**  
**Sponsor:** Cohen  
Ordinance amending the Police Code to prohibit possession of an open alcohol container at any premises with an off-sale license from the Alcohol Beverage Control Board, and to require some conditions before the Board of Supervisors may consider granting any licensee a letter of public convenience and necessity under California Business and Professions Code, Section 23958.4; amending the Administrative Code to impose additional reporting requirements from the Police Department to the Board of Supervisors; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.
- 130462 [Business and Tax Regulations Code - Public Realm Landscaping, Improvement, and Maintenance Assessment Districts]**  
**Sponsor:** Cohen  
Ordinance amending the Business and Tax Regulations Code by adding Article 15A "Public Realm Landscaping, Improvement and Maintenance Assessment Districts" to provide for establishment of assessment districts to finance landscaping, improvements, and maintenance of Public Realm areas (outdoor spaces open to the public), including parks, parklets, sidewalks, landscaped areas, plazas, and gardens; to authorize the purchase of real property with assessment funds, where property will be a Public Realm area, and the district will provide landscaping, improvements and/or maintenance; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130464 [Administrative Code - California Environmental Quality Act Procedures, Appeal of Exempt Project Modification]**  
**Sponsors:** Kim; Campos, Avalos and Mar  
Ordinance amending Administrative Code, Chapter 31, to provide for appeal to the Planning Commission of a Planning Department determination that an exempt project modification does not require a new decision under the California Environmental Quality Act; and making environmental findings. ASSIGNED to Land Use and Economic Development Committee.
- 130465 [Settlement of Claims, Litigation, and Appropriation - SFPUC Water Pipeline Break - 15th Avenue and Wawona Street - Not to Exceed \$4,000,000]**  
**Sponsors:** Yee; Chiu  
Ordinance authorizing the Public Utilities Commission (SFPUC) and the City Attorney's Office to approve settlements of claims or litigation arising out of the February 27, 2013, accidental break of the SFPUC's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Avenue in San Francisco for amounts exceeding \$25,000 per claim, notwithstanding Administrative Code, Section 10.22 et seq., subject to a total amount not to exceed \$4,000,000 if the Controller certifies availability of funds, and subject to periodic reporting to the Board of Supervisors Rules Committee; and appropriating \$4,000,000 from the Water Enterprise fund balance for such purpose. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

## **Resolutions**

- 130466 [Real Property Lease - 1145 Market Street - Health Service System - \$743,280]**  
**Sponsor:** Mayor  
Resolution authorizing a 10 year Lease of 19,560 sq. ft. at 1145 Market Street for office space for the Health Service System from 1145 Market Street LP, for \$743,280. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130467 [Urging the California State Legislature to Pass Assembly Bill 241]**  
**Sponsor:** Avalos  
 Resolution urging the California State Legislature and the Governor to pass Assembly Bill 241, the Domestic Worker Bill of Rights, to provide respect, protection, rights, and dignity to domestic workers and to value the work they perform caring for our children, elderly, and our families. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130468 [Real Property Lease Amendment - PROXYdevelopment, LLC - Revised Monthly Base Rent to \$7,200]**  
**Sponsor:** Breed  
 Resolution approving the execution of a lease amendment for a portion of property commonly known as Block No. 0817, Lot No. 30 (Parcel K), by and between the City and County of San Francisco and PROXYdevelopment, LLC, for an extended term through January 31, 2021, and a revised monthly base rent of \$7,200 effective June 1, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130469 [Accept and Expend Gift - EcoCenter - \$20,000]**  
**Sponsor:** Kim  
 Resolution authorizing the Department of the Environment to accept and expend a gift in the amount of \$20,000 from CH2MHill to build out the Department's EcoCenter at 1455 Market Street. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130470 [Resolution of Intention - Renew and Expand the Central Market Community Benefit District]**  
**Sponsor:** Kim  
 Resolution declaring the intention of the Board of Supervisors to renew and expand the property-based business improvement district (community benefit district) known as the "Central Market Community Benefit District" and levy a multi-year assessment on all parcels in the district; approving the management district plan and engineer's report and proposed boundaries map for the district; ordering and setting a time and place for a public hearing thereon; approving the form of the Notice of Public Hearing and Assessment Ballot Proceeding, and Assessment Ballot; directing environmental findings; and directing the Clerk of the Board of Supervisors to give notice of the public hearing and balloting as required by law. ASSIGNED to Government Audit and Oversight Committee.
- 130471 [SOMA Community Stabilization Fund Program - \$300,000]**  
**Sponsor:** Kim  
 Resolution authorizing the 2013 South of Market Community Stabilization Fund Program and authorizing the Mayor's Office of Housing to expend SOMA Community Stabilization Fund dollars in the amount of \$300,000. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130472 [Public Works Week - May 18-25, 2013]**  
**Sponsor:** Wiener  
 Resolution commending the men and women of the Department of Public Works and declaring May 18-25, 2013, as Public Works Week in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 130473 [Emergency Contract - Laguna Honda Hospital Cart Wash - Not to Exceed \$595,367]**  
**Sponsor:** Yee  
Resolution approving funding increase for an emergency public work contract under Administrative Code, Section 6.60, to repair a kitchen cart wash leak and related mold abatement at Laguna Honda Hospital in an amount not to exceed \$595,367. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **Request for Hearing**

- 130474 [Hearing - Willie Brown Middle School Project Update]**  
**Sponsor:** Kim  
Hearing regarding the current status of the Willie Brown Middle School project, including architectural plan(s), design, and timeline, as well as curriculum development. RECEIVED AND ASSIGNED to City and School District Select Committee.

### **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCES**

- 130400 [Health Code - Massage Practitioners]**  
Ordinance amending the Health Code to exempt massage practitioners who are certified by the State of California and massage establishments that employ only state-certified massage practitioners from requirements for obtaining a permit from the Health Department; and making environmental findings. (Public Health Department). ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130401 [Health Code - Hazardous Materials]**  
Ordinance amending the Health Code to require electronic applications for registration of hazardous materials and for underground storage tanks be filed through the California Environmental Reporting System, to eliminate the requirement that registration of hazardous materials plans include a program for reduction of hazardous materials, and to provide for fee adjustment; and making environmental findings. (Public Health Department). ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130402 [Health, Business and Tax Regulations Codes - Safe Body Art]**  
Ordinance amending the Health Code by repealing miscellaneous sections relating to tattooing and adding Article 40 to require body art practitioners to register with the Department of Public Health (DPH) and to annually renew registration, and to require permanent and temporary body art facilities to obtain and annually renew permits with DPH; amending the Business and Tax Regulations Code by adding fees relating to body art permits and licenses; and making environmental findings. (Public Health Department). ASSIGNED UNDER 30 DAY RULE to Rules Committee.

## PROPOSED RESOLUTIONS

- 130393 [Professional Services Agreement - Parsons Transportation Group, Inc., The Allen Group, LLC, and EPC Consultants, Inc. - Program Management Support Services for the Terminal 1/Boarding Area B Redevelopment Program - Not to Exceed \$32,000,000]**  
Resolution approving Professional Services Agreement, Airport Contract 9185.9, Program Management Support Services for the San Francisco International Airport, Terminal 1/Boarding Area B Redevelopment Program between T1 Partners, a Joint Venture of Parsons Transportation Group, Inc., The Allen Group, LLC, and EPC Consultants, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, in the not to exceed amount of \$4,453,178 for the first year of services; this is a multi-year, multi-phased program with an estimated total contract value in the not to exceed amount of \$32,000,000 pursuant to Charter, Section 9.118(b). (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130396 [Expenditure Plans - Human Services Care Fund - FYs 2013-2014 and 2014-2015]**  
Resolution approving the FYs 2013-2014 and 2014-2015 expenditure plans for the Human Services Care Fund. (Human Services Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130404 [Agreements - Specialized and Technical Services for Natural Resources and Watershed Management and Monitoring - Not to Exceed \$5,000,000 Each]**  
Resolution authorizing the General Manager of the Public Utilities Commission to execute Agreements with CDM Smith/ATS, a Joint Venture (CS-211A); ICF+Avila, a Joint Venture (CS-211B); Shaw Environmental and Infrastructure, Inc. (CS-211C); and URS Corporation (CS-211D) for Specialized and Technical Services for Natural Resources and Watershed Management and Monitoring, each with an agreement amount not to exceed \$5,000,000 and each with a term not to exceed 14 years pursuant to Charter, Section 9.118(b). (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**Clerk to Act – May 14, 2013**

**Board Meeting Minutes for April 9, 2013, approved.**

**Requests Granted**

From: Supervisors Tang and Farrell

To: Controller's Office

Requesting/Inquiring: Inquiring about the Public Defender Budget.

In June 2009, the Controller's Office released a study of the Office of the Public Defender's budget. The study included an analysis of PDR spending by operating unit, cases handled, cost per case, days from filing to disposition, number of court events, and benchmarks.

As a part of this inquiry:

- Please update the 2009 study to reflect information up through the current year regarding spending by operating unit, cases handled, cost per case, days from filing to disposition, number of court events.

More specifically:

- In the analysis of cost per case, provide update on the average cost per case of private counsel through the San Francisco Bar Association's Indigent Defense Administration (IDA) versus counsel provided by the PDR.
- Provide update on how PDR staffing ratios compare to national caseload standards.
- Provide update on how frequently the PDR refers cases to IDA based on staffing availability instead of a true conflict of interest.
- Provide update on caseload comparison between misdemeanor and felony filings handled by the PDR.

**In Memoriams**

Andrew Simpson – Supervisor Chiu

Nancy Faye Graham Owens – Supervisor Cohen

Shiwang Yang – Supervisors Avalos and Chiu

Carl M. Olsen – Supervisor Breed

Luigi Silvestri – Supervisor Campos



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, May 21, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Charter Amendment

#### 130481 [Retiree Health Care Trust Fund]

Sponsor: Farrell

Charter Amendment (First Draft) to amend Charter, Sections 12.204 and A8.432, to limit Retiree Health Care Trust Fund payments to defray participating employer retiree health care costs until employer sub-trusts are fully funded; allow for payments from an individual employer's sub-trust if that employer's retiree health care costs are greater than ten percent (10%) of the employer's total payroll costs even if that employer's sub-trust is not fully funded; permit modifications to these funding guidelines if recommended by the Controller and the City's Governmental Accounting Standards Board actuary, and approved by the Mayor, two-thirds of the Board of Supervisors, and the Retiree Health Care Trust Fund Board; and make the Controller, the City Treasurer, and the Executive Director of the San Francisco Employees' Retirement System, or their designees, members of the Retiree Health Care Trust Fund Board. ASSIGNED UNDER 30 DAY RULE to Rules Committee.

### Ordinances

#### 130251 [Public Works Code - Public Improvements as Gifts]

Sponsors: Wiener; Yee

Ordinance amending the Public Works Code, by adding Section 791, to allow the Director of the Department of Public Works, subject to specified requirements, to accept certain public improvements as public gifts and dedicate such improvements to public use; and making environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### 130252 [Administrative Code - Establishing a Street Design Review Committee]

Sponsors: Wiener; Yee

Ordinance amending the Administrative Code, by adding Section 98.2, to establish a Street Design Review Committee. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

- 130482 [Appropriation - Port Revenue Bond Proceeds, Surplus Revenues, and Expenditures of Supporting Capital Projects - \$34,722,930 - FY2012-2013]**  
**Sponsors:** Mayor; Chiu  
 Ordinance appropriating \$34,722,930 consisting of \$25,265,500 of 2013 Port Revenue Bond Series A and B proceeds, \$849,680 of Interest Earnings, \$6,445,220 from 2010 Revenue Bond funded projects, \$1,689,074 from 2012 Certificates of Participation Series B funded projects and \$473,456 from Port Capital Funded projects to the Port Commission in FY2012-2013 for the development of the Cruise Terminal Project at Pier 27 and the Northern Waterfront Historic Pier Structures Repair Project. ASSIGNED to Budget and Finance Committee.
- 130486 [Planning Code - Formula Retail Use for Hayes-Gough Neighborhood Commercial Transit District]**  
**Sponsor:** Breed  
 Ordinance amending the Planning Code, Section 703.3, to expand the definition of formula retail uses in the Hayes-Gough Neighborhood Commercial Transit District; making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130485 [Memorandum of Understanding - San Francisco Police Officers' Association (Units P-1 & P-2A) - FYs 2013-2014, 2014-2015, 2015-2016, 2016-2017, and 2017-2018]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A), by implementing specified terms and conditions of employment for FYs 2013-2014, 2014-2015, 2015-2016, 2016-2017, and 2017-2018. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130484 [Memorandum of Understanding - San Francisco Police Officers' Association (Unit P-2B) - FYs 2013-2014, 2014-2015, 2015-2016, 2016-2017, and 2017-2018]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B), by implementing specified terms and conditions of employment for FYs 2013-2014, 2014-2015, 2015-2016, 2016-2017, and 2017-2018. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130483 [Appropriation - Water Revenue Bonds for the Public Utilities Commission Calaveras Dam Project - \$55,064,799; and Re-Appropriation - Water System Improvement Projects - \$77,271,24 - FY2012-2013]**  
**Sponsor:** Mayor  
 Ordinance appropriating \$55,064,799 of proceeds from San Francisco Public Utilities Commission (SFPUC) Water Revenue Bonds to fund the Water System Improvement Program (WSIP) Calaveras Dam Project and re-appropriating \$77,271,241 of WSIP Project appropriations to various WSIP Projects consistent with the revised April 2013 WSIP Program Budget adopted by the SFPUC. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.



- 130501 [Administrative Code - Assessment Appeals Boards - Modify Board No. 3 Membership and Function; Procedural Revisions]**  
Ordinance amending the Administrative Code, regarding Assessment Appeals Boards, to modify the structure of Assessment Appeals Board No. 3 to provide that the members of Board No. 3 are different than the members of Board No. 1; that the function of Board No. 3 is the same as Board No. 2; provide for staggered terms of initial Board No. 3 members; remove provisions regarding Board Members not meeting current State requirements; add a public comment timing option; and making nonsubstantive clarifying revisions. (Clerk of the Board). ASSIGNED to Rules Committee.

## **Resolutions**

- 130487 [Real Property Lease - San Francisco Law Library - 1145 Market Street - \$42,753.75 Per Month]**  
**Sponsor:** Mayor  
Resolution authorizing a potential five-year lease of up to 20,000 sq. ft. at 1145 Market Street for space for the San Francisco Law Library from 1145 Market Street LP, a California limited partnership, at an initial monthly cost of \$42,753.75 for the period of July 1, 2013, through June 30, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130500 [Emergency Contract - Water and Sewer Pipelines - Vicinity of 15th Avenue and Wawona Street - Not to Exceed \$1,450,000]**  
**Sponsor:** Yee  
Resolution approving an emergency public work contract for the Public Utilities Commission under Administrative Code, Section 6.60, to replace the water and sewer pipelines in the vicinity of 15th Avenue and Wawona Street with a contract amount not to exceed \$1,450,000. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130499 [Accept and Expend Grant - San Francisco Parks Alliance - Carl Larsen Park - \$225,000]**  
**Sponsor:** Tang  
Resolution authorizing the Recreation and Park Department to accept and expend a grant of \$225,000 from the the San Francisco Parks Alliance for the renovation of the playground in Carl Larsen Park, for the period of June 1, 2013, through October 1, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130498 [Lafayette Park Grand Reopening]**  
**Sponsor:** Farrell  
Resolution recognizing the grand reopening of the Lafayette Park and commending the Recreation and Park Department, Department of Public Works, Friends of Lafayette Park, and the entire project team, for their hard work and commitment to San Francisco's parks and its residents. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130497 [Emergency Contract - Southeast Water Pollution Control Plant at 750 Phelps Street - Not to Exceed \$9,000,000]**  
**Sponsor:** Cohen  
Resolution approving an emergency Public Works contract of the San Francisco Public Utilities Commission under Administrative Code, Section 6.60, to replace the unstable roofs on five digesters and two biosolids storage cake bins at the Southeast Water Pollution Control Plant at 750 Phelps Street with a contract amount not to exceed \$9,000,000. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130496 [Accept and Expend Grant - Legal Educational Advocacy Program - \$229,803]**  
**Sponsor:** Campos  
 Resolution authorizing the Public Defender's Office to accept and expend a grant in the amount of \$229,803 from the Board of State and Community Corrections for the purposes of implementing a Legal Educational Advocacy Program at the Public Defender's Office. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130495 [Term Sheet Endorsement - Forest City Development - Development of Pier 70 Waterfront Site - Fiscal Feasibility]**  
**Sponsors:** Mayor; Cohen  
 Resolution finding the proposed development of the Pier 70 Waterfront Site, an approximately 28-acre site located in the southeast corner of Pier 70, fiscally feasible under Administrative Code, Chapter 29, and endorsing the Term Sheet between Forest City Development California, Inc., a California corporation, and the Port Commission. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130494 [Agreements - Amending State Contract Funds - Alcohol and Drug Programs - \$69,008,529]**  
**Sponsor:** Mayor  
 Resolution retroactively authorizing the San Francisco Department of Public Health, Community Behavioral Services, to enter into an amended Combined Net Negotiated Amount and Drug Medi-Cal Agreement with the State of California Department of Alcohol and Drug Programs (DADP) for the term of July 1, 2010, through June 30, 2014, in the amount of \$69,008,529; implementing a Contingency Assignment of Agreement from DADP to the Department of Health Care Services (DHCS) if the FY2013-2014 Budget Act is enacted to eliminate DADP and transfer the "Non Drug Medi-Cal" Program to DHCS; holding DADP harmless from any and all claims resulting from the agreement; authorizing and designating the DPH County Alcohol and Drug Administrator to sign said Agreement and to approve amendments for less than 10% of the contracted amount. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130493 [Agreement- State Contract Funds - Community Behavioral Health Services - \$238,581,122]**  
**Sponsor:** Mayor  
 Resolution retroactively approving an agreement between the California Department of Health Care Services and Community Behavioral Health Services, to provide specialty mental health services for the period of May 1, 2013, through April 30, 2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130492 [Apply for, Accept, and Expend Grant - Community Development Block Grant - FY2013-2014 - \$23,167,505]**  
**Sponsor:** Mayor  
 Resolution approving the Community Development Block Grant (CDBG) Program authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2013-2014 CDBG Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$16,204,214 and to expend program income and reprogrammed funds in the amount of \$6,963,291 for a combined total of \$23,167,505. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130491 [Apply for, Accept, and Expend Grant - Housing Opportunities for Persons with AIDS Program - FY2013-2014 - \$11,791,158]**  
**Sponsor:** Mayor  
Resolution approving the Housing Opportunities for Persons with AIDS (HOPWA) Program and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2013-2014 HOPWA Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$9,244,998 and to expend program income and reprogrammed funds in the amount of \$2,546,160. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130490 [Apply for, Accept, and Expend Grant - Emergency Solutions Grants Program - FY2013-2014 - \$1,528,852]**  
**Sponsor:** Mayor  
Resolution approving the Emergency Solutions Grants Program and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2013-2014 Emergency Solutions Grants Program entitlement in the amount of \$1,528,852 from the U.S. Department of Housing and Urban Development. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130489 [Apply for, Accept, and Expend Grant - HOME Program - FY2013-2014 - \$3,793,707]**  
**Sponsor:** Mayor  
Resolution approving the FY2013-2014 HOME Investment Partnership (HOME) Program and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's FY2013-2014 HOME Program entitlement from the U.S. Department of Housing and Urban Development in the amount of \$3,763,707 and to expend program income in the amount of \$30,000. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130488 [Issuance - Port Revenue Bonds - James R. Herman Cruise Terminal Project - Not to Exceed \$25,300,000]**  
**Sponsors:** Mayor; Chiu  
Resolution authorizing the issuance of not to exceed \$25,300,000 aggregate principal amount of Port Revenue Bonds for the purpose of financing capital improvements related to Phase II of the James R. Herman Cruise Terminal Project located at Pier 27 and for improvements to Northern Waterfront Historic Piers; authorizing the Port to cause the preparation of such documents necessary in connection with the issuance of said Port revenue bonds; stating the official intent of the Port to reimburse itself with tax-exempt bonds for expenditures made or to be made for the acquisition, construction, or improvement of the project; authorizing the Port to borrow funds on an interim basis from the City's commercial paper program; and related matters. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **Request for Hearing**

- 130502 [Hearing - Budget and Legislative Analyst's Report - Socioeconomic Equity]**  
**Sponsor:** Avalos  
Hearing to consider the Budget and Legislative Analyst's report on the socioeconomic equity in the City and County of San Francisco, and how the report may be used to guide the City's budget decision making process. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED RESOLUTION**

- 130448 [Contract Amendment - Port of San Francisco - Pier 27 James R. Herman Cruise Ship Terminal and Northeast Wharf Plaza - Not to Exceed \$11,491,708]**  
Resolution authorizing the Executive Director of the Port of San Francisco to execute an amendment to the contract with Kaplan, McLaughlin, and Diaz Architects, and Pfau Long Architecture, a Joint Venture, for architectural and engineering design services for the Pier 27 James R. Herman Cruise Ship Terminal and Northeast Wharf Plaza Project at Pier 27 to increase the not to exceed contract amount by \$1,541,708 from \$9,950,000 to \$11,491,708 for the period of November 10, 2009, through December 31, 2014. (Port). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – May 21, 2013**

**Board Meeting Minutes for April 16, 2013, approved.**

*There were no Clerk to Act requests submitted at the May 21, 2013 Board Meeting.*

**In Memoriams**

Mikaela Lynch – Supervisor Tang

Ed Riordan – Supervisor Yee



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, June 4, 2013

### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

- 120357 [Planning Code - Maximum Floor Area Ratios - Establishing the Van Ness Medical Use Subdistrict Within the Van Ness Special Use District - California Pacific Medical Center: Cathedral Hill Campus]  
Sponsors: Mayor; Chiu, Farrell and Campos  
Ordinance amending the Planning Code, Section 124, to allow a floor area ratio of 7.5:1 for a medical office building within the Van Ness Special Use District, Medical Use Subdistrict; amending Section 243 to include the establishment of the Van Ness Medical Use Subdistrict and associated controls; and adopting findings, including environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 120358 [Planning Code - Maximum Permitted Floor Area Ratio - Establishing the Cesar Chavez/Valencia Streets Medical Use Special Use District - California Pacific Medical Center: St. Luke's Campus]  
Sponsors: Mayor; Chiu, Farrell and Campos  
Ordinance amending the Planning Code, by adding Section 124(l), to allow a floor area ratio of 2.6 to 1 in the Cesar Chavez/Valencia Streets Medical Use Special Use District; adding Section 249.68 to establish the Cesar Chavez/Valencia Streets Medical Use Special Use District; and adopting findings, including environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

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- 120359 [Planning Code, Zoning Map - California Pacific Medical Center: Cathedral Hill Campus]**  
**Sponsors:** Mayor; Chiu, Farrell and Campos  
Ordinance amending the Planning Code, Zoning Map, Sectional Maps SU02 and HT02, to reflect the creation of the Van Ness Medical Use Subdistrict (Assessor's Block No. 0695, Lot Nos. 005 and 006, and Assessor's Block No. 0694, Lot Nos. 005, 006, 007, 008, 009, 009A, and 010); to allow an increase in height at Assessor's Block No. 0695, Lot Nos. 005 and 006, in order to allow for a new seismically safe hospital; and adopting findings, including environmental findings, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 120360 [Planning Code, Zoning Map - California Pacific Medical Center: St. Luke's Campus]**  
**Sponsors:** Mayor; Chiu, Farrell and Campos  
Ordinance amending the Planning Code, Zoning Map, Sectional Maps SU07 and HT07, to reflect the creation of the Cesar Chavez/Valencia Streets Medical Use Special Use District at the California Pacific Medical Center's St. Luke's Campus (Assessor's Block No. 6575, Lot Nos. 001 and 002, Assessor's Block No. 6576, Lot No. 021, and a portion of San Jose Avenue between Cesar Chavez Street and 27th Street); to allow increased heights in the western portion of the California Pacific Medical Center's St. Luke's Campus (all of Assessor's Block No. 6575, Assessor's Block No. 6576, Lot No. 21, and a portion of San Jose Avenue between Cesar Chavez Street and 27th Street) in order to allow for a new seismically safe replacement hospital; and adopting findings, including environmental findings, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 120361 [Summary Street Vacation - Portion of San Jose Avenue Between 27th Street and Cesar Chavez Street - California Pacific Medical Center: St. Luke's Campus]**  
**Sponsors:** Mayor; Chiu, Farrell and Campos  
Ordinance ordering the summary street vacation of a portion of San Jose Avenue, between 27th Street and Cesar Chavez Street, as shown on Department of Public Works SUR Map No. 2012-001, dated May 14, 2012; rescinding an existing encroachment permit; making findings pursuant to the California Streets and Highways Code, Chapter 4, Sections 8330 et seq; adopting environmental findings pursuant to the California Environmental Quality Act, and findings that the actions contemplated herein are consistent with the General Plan and the eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection with this Ordinance. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.



- 120364 [Changing the Official Sidewalk Widths - Portions of Post Street, Geary Boulevard, Geary Street, Cedar Street, and Van Ness Avenue - California Pacific Medical Center: Cathedral Hill Campus]**  
**Sponsors:** Mayor; Chiu, Farrell and Campos  
 Ordinance amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," by adding thereto Section 1596, to change the official sidewalk width of the southerly side of Post Street, starting at the southeast intersection with Franklin Street, continuing east to the southwest intersection with Van Ness Avenue; the northerly side of Geary Boulevard, starting at the northeast intersection with Franklin Street, continuing east to the northwest intersection with Van Ness Avenue; the northerly side of Geary Street, starting at the northeast intersection of Van Ness Avenue, continuing east 325 feet; both sides of Cedar Street, starting at the intersection with Van Ness Avenue, continuing east to the intersection with Polk Street; the westerly side of Van Ness Avenue, starting at the intersection with Geary Boulevard, continuing north to the intersection with Post Street; and the easterly side of Van Ness Avenue, starting at the intersection with Geary Street, continuing north to the intersection with Cedar Street; making environmental findings and findings pursuant to the General Plan and Planning Code, Section 101.1; and requiring relocation, modification, or both, of facilities affected by the sidewalk width change. **SUBSTITUTED AND ASSIGNED** to Land Use and Economic Development Committee.
- 120365 [Changing the Official Sidewalk Widths - Portions of Cesar Chavez Street, Valencia Street and 27th Street - California Pacific Medical Center: St. Luke's Campus]**  
**Sponsors:** Mayor; Chiu, Farrell and Campos  
 Ordinance amending Ordinance No. 1061, entitled "Regulating the Width of Sidewalks," by adding thereto Section 1591, to change the official sidewalk width of the southerly side of Cesar Chavez Street, starting at the southeast intersection with Guerrero Street, continuing east to the southwest intersection with Valencia Street; the westerly side of Valencia Street, starting at the southwest intersection with Cesar Chavez Street, continuing south to the northwest intersection with Duncan Street; and the northern portion of 27th Street, starting at the intersection of 27th Street and San Jose Avenue, continuing west for 44.24 feet; making environmental findings, and findings pursuant to the General Plan and Planning Code, Section 101.1; and requiring relocation, modification, or both, of facilities affected by the sidewalk width change. **SUBSTITUTED AND ASSIGNED** to Land Use and Economic Development Committee.
- 120366 [Development Agreement - Sutter West Bay Hospitals - California Pacific Medical Center]**  
**Sponsors:** Mayor; Chiu, Farrell and Campos  
 Ordinance approving a Development Agreement between the City and County of San Francisco and Sutter West Bay Hospitals, for certain real property associated with the California Pacific Medical Center Long Range Development Plan, located at various locations in the City and County of San Francisco and generally referred to as the St. Luke's Campus, Cathedral Hill (Van Ness and Geary) Campus, Davies Campus, Pacific Campus, and California Campus; making findings under the California Environmental Quality Act, findings of conformity with the General Plan and the eight priority policies of Planning Code, Section 101.1(b); and waiving certain provisions of Administrative Code, Chapter 56, and ratifying certain actions taken in connection therewith. **SUBSTITUTED AND ASSIGNED** to Land Use and Economic Development Committee.

- 130300 [Administrative Code - Child Care Centers for City and City-Funded Projects; Feasibility Studies]**  
**Sponsor:** Yee  
 Ordinance amending the Administrative Code to transfer responsibility for Child Care Feasibility Studies from the Department of Children, Youth and Their Families to the Office of Early Care and Education in the Human Services Agency, and the Child Care Facilities Interagency Committee; and making environmental findings. SUBSTITUTED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130400 [Health Code - Massage Practitioners]**  
 Ordinance amending the Health Code to exempt massage practitioners who are certified by the State of California and massage establishments that employ only state-certified massage practitioners from requirements for obtaining a permit from the Health Department; and making environmental findings. (Public Health Department). SUBSTITUTED AND ASSIGNED to Rules Committee.
- 130462 [Business and Tax Regulations Code - Public Realm Landscaping, Improvement, and Maintenance Assessment Districts]**  
**Sponsor:** Cohen  
 Ordinance amending the Business and Tax Regulations Code, by adding Article 15A "Public Realm Landscaping, Improvement and Maintenance Assessment Districts," to provide for establishment of assessment districts to finance landscaping, improvements, and maintenance of public realm areas (outdoor spaces open to the public), including parks, parklets, sidewalks, landscaped areas, plazas, and gardens; to authorize the purchase of real property with assessment funds, where property will be a public realm area and the district will provide landscaping, improvements and/or maintenance; and making environmental findings. SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.
- 130533 [Interim Proposed Budget and Interim Annual Appropriation Ordinance - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Mayor  
 Interim Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 31, 2013, for the FYs ending June 30, 2014, and June 30, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130534 [Interim Annual Salary Ordinance - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Mayor  
 Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2014, and June 30, 2015, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130535 [Proposed Budget and Annual Appropriation Ordinance - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Mayor  
 Proposed Budget and Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for Departments of the City and County of San Francisco as of May 31, 2013, for the FYs ending June 30, 2014, and June 30, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130536 [Annual Salary Ordinance - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Mayor  
 Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the FYs ending June 30, 2014, and June 30, 2015, continuing, creating, or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefore. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130537 [Lease and Management Agreement - Botanical Garden Society - Waiving Fees - Botanical Garden at Strybing Arboretum in Golden Gate Park]**  
**Sponsor:** Mayor  
 Ordinance approving and authorizing a Lease and Management Agreement between the City and the San Francisco Botanical Garden Society for the San Francisco Botanical Garden at Strybing Arboretum in Golden Gate Park, with an initial term of 10 years with two ten-year extension options; waiving the non-resident admission fee in Park Code, Section 12.46(d) for certain persons and entities as set forth in the Lease and Management Agreement; ratifying prior acts in connection with this Ordinance; and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130538 [Administrative Code - Special Funds for Cultural, Arts, and Publicity Programs]**  
**Sponsor:** Mayor  
 Ordinance amending the Administrative Code to establish the Arts Commission Cultural Centers Fund and the City Administrator Grants for the Arts Fund; clarify provisions of the Convention Facilities Fund, War Memorial Special Fund, and Cultural Equity Endowment Fund; and conform other provisions of the Code to the new funding structure. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130539 [Administrative Code - Library Fines and Fees]**  
**Sponsor:** Mayor  
 Ordinance amending the Administrative Code to reduce video and digital video disc fees and to increase reproduction of photographs for commercial purposes. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130540 [Administrative Code - Surety Bonds and Bid Securities]**  
**Sponsor:** Mayor  
 Ordinance amending the Administrative Code to authorize the Controller to delegate to the Risk Manager authority to make certain decisions regarding the amount of surety bonds and the sufficiency and qualifications of sureties. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130541 [Administrative, Business and Tax Regulation Codes - Controller's Reports and Cash Reserve Fund]**  
**Sponsor:** Mayor  
 Ordinance amending the Administrative, Business and Tax Regulation Codes to modify when the Controller is required to issue various reports and conduct various program audits and delete obsolete provisions regarding the cash reserve fund. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130542 [Administrative Code - Public Administrator/Public Guardian Representative Payee Fee]**  
**Sponsor:** Mayor  
Ordinance amending the Administrative Code to increase the monthly fee for representative payee services to \$39 dollars per month; and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130543 [Administrative Code - Medical Examiner's Fees for Copies of Documents and Certain Services]**  
**Sponsor:** Mayor  
Ordinance amending Administrative Code Section 8.14 to adjust the Office of the Chief Medical Examiner's fees for providing certain documents and services; to add a fee for a new service; to delete certain fees; and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130544 [Administrative Code - Library Gift Fund and Grant Accept and Expend Procedure]**  
**Sponsor:** Mayor  
Ordinance amending the Administrative Code to create a San Francisco Public Library gift fund and to amend the grant accept and expend procedure. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130545 [Business and Tax Regulation Code - Hotel Tax Allocations]**  
**Sponsor:** Mayor  
Ordinance amending the Business and Tax Regulation Code to remove certain allocations of the Hotel Tax and eliminate obsolete provisions. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130546 [Fire Code - San Francisco Fire Department Fines and Fees]**  
**Sponsor:** Mayor  
Ordinance amending the Fire Code to increase the fees for certain Fire Department services, and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130547 [Health Code - Patient Rates FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Mayor  
Ordinance amending the Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2013, through June 30, 2015, and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130548 [Park Code - Various Fees]**  
**Sponsor:** Mayor  
Ordinance amending the Park Code by updating the berthing fees for the East and West Harbor; reauthorizing the non-resident entrance fee to the Botanical Garden; establishing a facility rental fee for the Lake Merced Boathouse; and repealing obsolete fee provisions; and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130549 [Planning Code - Controller's Reports]**  
**Sponsor:** Mayor  
Ordinance amending the Planning Code to modify when the Controller is required to issue various reports and making environmental findings, and findings of consistency with General Plan. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130550 [Police Code - Street Artist Certificate Fee]**  
**Sponsor:** Mayor  
Ordinance amending the Police Code Article 24, Section 2404.1, to increase the fee for a Street Artist Certificate in accordance with the applicable Consumer Price Index when necessary in order to ensure recovery of the costs of administering and enforcing the provisions of the Street Artists Ordinance; and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130551 [Police Code - Police Emergency Alarm Ordinance]**  
**Sponsor:** Mayor  
Ordinance amending the Police Code to transfer administration of the Police Emergency Alarm Ordinance from the Department of Emergency Management to the Tax Collector and clarify license renewal and appeal procedures. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130581 [Appointment Process - Road Commissioner]**  
**Sponsor:** Mayor  
Ordinance declaring that future appointments by the City and County of San Francisco Road Commissioner are by Resolution. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130582 [Appointment, Road Commissioner - Mohammad Nuru]**  
**Sponsor:** Mayor  
Ordinance appointing Mohammed Nuru, Director of the Department of Public Works, as Road Commissioner for the City and County of San Francisco; repealing Ordinance No. 160-10. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130583 [Memorandum of Understanding - Service Employees International Union, Local 1021, Staff & Per Diem Nurses - FY2013-2014]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 1021, Staff & Per Diem Nurses, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130584 [Administrative Code - California Benefit Corporation Discount Program - Contract Monitoring Division]**  
**Sponsor:** Chiu  
Ordinance amending the Administrative Code by transferring the implementation of the California Benefit Corporation Discount Program from the Human Rights Commission to the Contract Monitoring Division of the City Administrator. ASSIGNED to Rules Committee.
- 130585 [Police Code - Large Capacity Magazines]**  
**Sponsors:** Cohen; Chiu  
Ordinance amending the Police Code to ban the possession of large capacity magazines for firearm ammunition; require that dealers advise persons purchasing a firearm of local firearms laws; establish a rebuttable presumption that the owner who has not reported the theft or loss of a firearm as required by law remains in possession of the firearm; require local dealers to report all ammunition sales to the Chief of Police; and prohibit the operator of a shooting range from allowing minors to enter the premises. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.

- 130586 [Administrative Code - Film Rebate Program - Not to Exceed \$2,000,000]**  
**Sponsor:** Farrell  
Ordinance amending the Administrative Code to allow the Film Commission, through the Department of Real Estate, to rent space for film production activities and sublease such space to film production companies; to expand the production costs eligible for the Film Rebate Program to include rent payments for such spaces; and making environmental findings, effective July 1, 2012, through June 30, 2014, subject to annual appropriation. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

## **Resolutions**

- 120362 [Street Encroachments - Van Ness Avenue, Cedar Street, and Geary Boulevard - California Pacific Medical Center: Cathedral Hill Campus]**  
**Sponsors:** Mayor; Chiu, Farrell and Campos  
Resolution granting revocable permission to the California Pacific Medical Center to occupy a portion of the public right of way on Van Ness Avenue, in order to construct and maintain a pedestrian tunnel under Van Ness Avenue (State Highway 101), to connect the new medical office building and the new hospital located at 1100 and 1101 Van Ness Avenue, respectively; to construct and maintain off-site improvements on the north side of Cedar Street, between Van Ness Avenue and Polk Street, across the street from the medical office building and on the south side of Cedar Street contiguous to the property at 1001 Polk Street (Assessor's Block No. 0694, Lot No. 004), including reconstructing and widening the existing sidewalk, installing new landscaping and reconstructing the existing roadway with pavers; and to install and maintain two 30,000 gallon diesel fuel tanks within the public right of way under Geary Boulevard, between Franklin Street and Van Ness Avenue, in order to serve the hospital at 1101 Van Ness Avenue; and making environmental findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 120363 [Land Transfer Agreement - Sale of a Portion of San Jose Avenue Between 27th Street and Cesar Chavez Street - Sutter West Bay Hospitals - California Pacific Medical Center: St. Luke's Campus]**  
**Sponsors:** Mayor; Chiu, Farrell and Campos  
Resolution authorizing the Director of Property to execute a land transfer agreement with Sutter West Bay Hospitals, doing business as California Pacific Medical Center (CPMC), for the future conveyance by the City and County of San Francisco to CPMC of real property consisting of a portion of San Jose Avenue between 27th Street and Cesar Chavez Street; and making findings, including findings under the California Environmental Quality Act, and findings of consistency with the General Plan and Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 130552 [Approval of Expenditures - Budget Savings Incentive Fund - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Mayor  
Resolution approving expenditures from the Budget Savings Incentive Fund for one-time purposes in FYs 2013-2014 and 2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130553 [Expenditure Plans for the Human Services Care Fund - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Mayor  
Resolution approving the FYs 2013-2014 and 2014-2015 Expenditure Plans for the Human Services Care Fund. RECEIVED AND ASSIGNED to Budget and Finance Committee.



- 130554 [Interim Treasure Island Development Authority Budget - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Mayor  
Resolution approving the Interim Budget of the Treasure Island Development Authority for FYs 2013-2014 and 2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130555 [Treasure Island Development Authority Budget - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Mayor  
Resolution approving the Budget of the Treasure Island Development Authority for FYs 2013-2014 and 2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130556 [Office of Community Investment and Infrastructure Budget - FY2013-2014 - Not to Exceed \$58,600,000]**  
**Sponsor:** Mayor  
Resolution approving the FY2013-2014 Budget of the Office of Community Investment and Infrastructure (OCII), operating as the Successor Agency to the San Francisco Redevelopment Agency; and approving the Issuance by OCII of Bonds in an aggregate principal amount not to exceed \$58,600,000 for the purpose of financing a portion of enforceable obligations. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130557 [Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]**  
**Sponsor:** Mayor  
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for the following services: budget analyst (Board of Supervisors); assembly of vote-by-mail envelopes (Department of Elections); LGBT Anti-Violence Education and Outreach Program (District Attorney); central shops security, citywide custodial services (excluding City Hall), convention facilities management, and security services (General Services Agency-City Administrator); security services-1680 Mission Street, and security services-30 Van Ness Avenue (General Services Agency-Public Works); mainframe system support (General Services Agency-Technology); security services (Human Services Agency); and food services for jail inmates (Sheriff). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130558 [Expenditure Plan - Public Education Enrichment Fund - San Francisco Unified School District - FY2013-2014]**  
**Sponsor:** Mayor  
Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for FY2013-2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130559 [Expenditure Plan - Public Education Enrichment Fund - Children and Families Commission - FY2013-2014]**  
**Sponsor:** Mayor  
Resolution approving the San Francisco Children and Families Commission expenditure plan for the Public Education Enrichment Fund for FY2013-2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130560 [Grant Agreement - Mission Creek Senior Community - Not to Exceed \$11,468,518]**  
**Sponsor:** Mayor  
Resolution authorizing the Director of the Mayor's Office of Housing to execute a Local Operating Subsidy Program Grant Agreement with Mercy Housing California XX, LP, a California limited partnership, to provide operating subsidies for formerly homeless households at Mission Creek Senior Community, 225 Berry Street, for a 15 year period, in an amount not to exceed \$11,468,518. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130561 [Grant Agreement - Third & LeConte Associates - 1075 Le Conte Avenue - Not to Exceed \$12,974,190]**  
**Sponsor:** Mayor  
Resolution authorizing the Director of the Mayor's Office of Housing to execute a Local Operating Subsidy Program Grant Agreement with Third & LeConte Associates, LP, a California limited partnership, to provide operating subsidies for formerly homeless households at 1075 Le Conte Avenue, for a 15 year period, in an amount not to exceed \$12,974,190. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130562 [Grant Agreement - 25 Essex - Rene Cazenave Apartments - Not to Exceed \$17,882,085]**  
**Sponsor:** Mayor  
Resolution authorizing the Director of the Mayor's Office of Housing to execute a Local Operating Subsidy Program Grant Agreement with 25 Essex, LP, a California limited partnership, to provide operating subsidies for formerly homeless households at Rene Cazenave Apartments, 25 Essex Street, for a 15 year period, in an amount not to exceed \$17,882,085. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130564 [Interim Office of Community Investment and Infrastructure Budget - FY2013-2014]**  
**Sponsor:** Mayor  
Resolution approving an Interim Budget of the Office of Community Investment and Infrastructure, operating as the Successor Agency to the San Francisco Redevelopment Agency, for FY2013-2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130587 [Agreement - Infill Infrastructure Grant Program - Not to Exceed \$10,433,280]**  
**Sponsor:** Mayor  
Resolution authorizing the Mayor's Office of Housing and Community Development to enter into a standard agreement with the California State Department of Housing and Community Development and any related documents necessary to participate in its Infill Infrastructure Grant Program not to exceed \$10,433,280, beginning July 21, 2009. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130588 [Urging the San Francisco Housing Authority Commission to Move and Video Record Meetings]**  
**Sponsors:** Campos; Avalos, Chiu, Kim and Wiener  
Resolution urging the San Francisco Housing Authority Commission to move its meetings to City Hall, video record its meetings, and make all video recordings publicly accessible on its website. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.



- 130589 [Agreement - Brown and Caldwell - Wastewater Enterprise Sewer System Improvement Program - Not to Exceed \$80,000,000]**  
**Sponsor:** Cohen  
 Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to execute an agreement with Brown and Caldwell for planning and engineering services for the Wastewater Enterprise, Sewer System Improvement Program-Funded Agreement No. CS-235, Southeast Plant Biosolids Digester Facilities Project with an agreement amount not to exceed \$80,000,000 and duration not to exceed 10 years. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130590 [Supporting Military Justice Improvement Act of 2013]**  
**Sponsors:** Cohen; Avalos, Campos, Chiu, Farrell and Yee  
 Resolution supporting Senator Kirsten Gillbrand's Military Justice Improvement Act of 2013. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130591 [Supporting Assembly Bill 362 - Same Sex Couple Tax Fairness Act]**  
**Sponsor:** Farrell  
 Resolution in support of Assembly Bill 362 Same Sex Couple Tax Fairness Act. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130592 [Issuance of Tax-Exempt Obligations - Town School for Boys - Not to Exceed \$19,000,000]**  
**Sponsor:** Farrell  
 Resolution approving, in accordance with Section 147(f) of the Internal Revenue Code, the issuance of one or more tax-exempt revenue obligations by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed \$19,000,000 to finance various capital facilities owned or operated by the Town School for Boys as heard on May 30, 2013, at the Office of Public Finance. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130593 [Designation - League of California Cities Voting Delegate and Alternate - Supervisor Mark Farrell and Treasurer-Tax Collector Jose Cisneros]**  
**Sponsor:** Farrell  
 Resolution designating Supervisor Mark Farrell as the League of California Cities voting delegate, and Treasurer-Tax Collector José Cisneros as the League of California Cities alternate voting delegate. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130594 [Urging the California State Legislature to Pass Local Control Funding Formula]**  
**Sponsor:** Mar  
 Resolution urging the California State Legislature to pass the Local Control Funding Formula, in the 2013-2014 California State Budget, as proposed by Governor Brown. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## Motions

- 130571 [Committee of the Whole - Report of Assessment Costs for Sidewalk and Curb Repairs]**  
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 18, 2013, at 3:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for out of a revolving fund. (Public Works Department). RECEIVED AND ASSIGNED to Board of Supervisors.
- 130595 [Committee of the Whole - Elimination and/or Reduction of Medical Services (Beilenson) - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Farrell  
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 18, 2013, at 3:00 p.m., to consider the budget eliminating and/or reducing medical services provided by the Department of Public Health in the City and County of San Francisco for FYs 2013-2014 and 2014-2015, pursuant to the Beilenson Act, Health and Safety Code, Section 1442.5(a). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## Requests for Hearing

- 130563 [Hearing - Mayor's Budget Submission - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Mayor  
Hearing on the Mayor's Budget Submission for FYs 2013-2014 and 2014-2015 to the Board of Supervisors. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130596 [Hearing - Performance Audit of the San Francisco Housing Authority]**  
**Sponsor:** Campos  
Hearing on the San Francisco Budget and Legislative Analyst's June 3, 2013, Performance Audit of the San Francisco Housing Authority. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130597 [Hearing - Policy Proposal to Require Homeless Families to Provide Proof of Residency to Gain Access to Shelters]**  
**Sponsors:** Campos; Avalos, Kim and Mar  
Hearing to discuss the recent policy proposal by the Human Services Agency which would require homeless families to provide proof of residency in order to sign up for and gain access to San Francisco City shelters, and to discuss the ways in which this policy would effect undocumented families, families with infants or toddlers, and other vulnerable populations. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130598 [Hearing - Health Care Equity Costs]**  
**Sponsors:** Farrell; Chiu  
Hearing to focus on the overall trends in hospital pricing, the rationale from the hospitals for the setting of these prices, how hospital prices are affecting our GASB unfunded healthcare liability, overall healthcare costs, and how the pricing seems to disproportionately affect the uninsured and underinsured. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130599 [Hearing - Controller's Revenue Letter and Mayor's Proposed Budget - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Farrell  
Hearing to consider the Controller's Revenue Letter, and discussion of the Mayor's Proposed Budget for FYs 2013-2014 and 2014-2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130600 [Hearing - Department of Children, Youth, and Their Families' 2013-2016 Grant Awards]**  
**Sponsor:** Mar  
Hearing on the selection processes and potential impacts of the Department of Children, Youth, and Their Families' 2013-2016 Grant Awards. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCES**

- 130449 [Settlement of Lawsuit - Jesse J. Byrd - \$75,000]**  
Ordinance authorizing settlement of the lawsuit filed by Jesse J. Byrd, Malik Britt, and Rashad Conley against the City and County of San Francisco for \$75,000; the lawsuit was filed on April 8, 2011, in U. S. District Court, Northern District of California, Case No. C11-1742-DMR; entitled Jesse J. Byrd, et al., v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130450 [Offer to Compromise - Zeno Zimmerman - \$125,000]**  
Ordinance authorizing the service of a 998 Offer To Compromise in the lawsuit filed by Zeno Zimmerman against the City and County of San Francisco for \$125,000; the lawsuit was filed on December 6, 2011, in San Francisco County Superior Court, Case No. CGC-11-516360; entitled Zeno Zimmerman, et al., v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130507 [Settlement of Lawsuit - Local Search Association - \$85,000]**  
Ordinance authorizing settlement of the lawsuit filed by Local Search Association against the City and County of San Francisco for \$85,000; the lawsuit was filed on June 7, 2011, in the United States District Court for the Northern District of California, Case No. CV-11-2776 SBA; entitled Local Search Association v. City and County of San Francisco, et al.; other material terms of said settlement are that the parties shall stipulate to entry of a consent judgment against the City and County of San Francisco. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

- 130508 [General Plan - Van Ness Area Plan - California Pacific Medical Center - Cathedral Hill Campus]**  
Ordinance amending the General Plan, Van Ness Area Plan, in order to facilitate the development of a high density medical center at the transit nexus of Van Ness Avenue and Geary Boulevard, and reflect various elements of this use; and adopting findings, including environmental findings, Planning Code, Section 340, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Planning Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130509 [General Plan Maps - Urban Design Element and Van Ness Area Plan - California Pacific Medical Center - Cathedral Hill Campus]**  
Ordinance amending the General Plan, Map 5 of the Urban Design Element, to reflect the proposed maximum plan dimensions and maximum diagonal plan dimensions of 385 feet and 466 feet, respectively, for the Cathedral Hill Campus Hospital site and 265 feet and 290 feet, respectively, for the Cathedral Hill Campus Medical Office Building site; Map 1 of the Van Ness Area Plan, to designate the sites of the proposed Cathedral Hill Campus Hospital and Cathedral Hill Campus Medical Office Building as the Van Ness Medical Use Subdistrict and increase the floor area ratio to 7.5:1 for the Cathedral Hill Campus Medical Office Building site; Map 2 of the Van Ness Area Plan, to create a 230-V height/bulk district coterminous with the Hospital site; and adopting findings, including environmental findings, Planning Code, Section 340, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Planning Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130510 [General Plan Maps - Urban Design Element - California Pacific Medical Center - St. Luke's Campus]**  
Ordinance amending the General Plan, Map 4 of the Urban Design Element, to increase the height limit for the California Pacific Medical Center's St. Luke's Campus (Assessor's Block No. 6575, Lot No. 001-002, Assessor's Block No. 6576, Lot 021, and the portion of San Jose Avenue between Cesar Chavez Street and 27th Street) to 145 feet for a portion of the St. Luke's Campus Hospital site where the hospital tower will be located, and 105 feet for the balance of the Campus; Map 5 of the Urban Design Element, to reflect the proposed maximum plan dimensions and maximum diagonal plan dimensions of 229 feet and 285 feet, respectively, for the St. Luke's Campus Hospital site and 204 feet and 228 feet, respectively, for the St. Luke's Medical Office Building site; and adopting findings, including environmental findings, Section 340, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Planning Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### **PROPOSED RESOLUTIONS**

- 130451 [Settlement of Claim - Magdaleno Rios - \$50,000]**  
Resolution approving the settlement of the unlitigated claim filed by Magdaleno Rios against the City and County of San Francisco for \$50,000; claim was filed on February 8, 2013. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130452 [Settlement of Claim - Sharon Prieto - \$40,000]**  
Resolution approving the proposed settlement of claim by Sharon Prieto against the City and County of San Francisco for \$40,000; the claim was filed on June 11, 2012, bearing Claim No. 12-02916. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

- 130511 [Contract Amendment - HealthRIGHT 360 - \$19,129,695]**  
Resolution approving an amendment to the contract between the Department of Public Health and HealthRIGHT 360 to provide mental health and substance abuse care services in the San Francisco County Jail system to extend the term by two and one half years, from the period of July 1, 2010, through June 30, 2012, to the period of July 1, 2010, through December 31, 2015, for a total contract term of five and one half years, and to increase the total contract amount by \$9,130,695 from \$9,999,000 to \$19,129,695. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130512 [Contract Amendment - West Bay Housing Corporation - \$26,050,297]**  
Resolution approving an amendment to the contract between the Department of Public Health and West Bay Housing Corporation to provide Scattered Site Housing and Rental Subsidies Program Services to extend the term from April 1, 2009, through June 30, 2013, to April 1, 2009, through June 30, 2018, and to increase the total contract amount by \$16,480,867 from \$9,569,430 to \$26,050,297. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130513 [Contract - MedImpact Healthcare Systems, Inc. - \$28,291,346]**  
Resolution approving a contract between the Department of Public Health and MedImpact Healthcare Systems, Inc., to provide Pharmacy Benefits Management Services, including computerized approval of prescriptions at a network of community pharmacies for Community Behavioral Health Services clients who do not have prescription drug insurance, in the amount of \$28,291,346 for the term of July 1, 2013, through June 30, 2018. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130514 [Contract Amendment - Siemens Medical Solutions USA, Inc. - Not to Exceed \$52,314,454]**  
Resolution authorizing the Department of Public Health to enter into a contract amendment with Siemens Medical Solutions USA, Inc., for the purchase of product and service enhancements for the term of July 1, 2010, through June 30, 2017, with one option to extend the initial term for an additional 24 months, ending June 30, 2019, for an amount not to exceed 52,314,454. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130515 [Report of Assessment Costs - Sidewalk and Curb Repairs]**  
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for out of a revolving fund. (Public Works Department). RECEIVED AND ASSIGNED to Board of Supervisors.
- 130516 [Emergency Contract - HHP Holm Powerhouse Unit 1 - Not to Exceed \$521,465.07]**  
Resolution approving an emergency public work contract of the Public Utilities Commission under San Francisco Administrative Code, Section 6.60, to replace the HHP Holm Powerhouse Unit 1 with a contract amount not to exceed \$521,465.07. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130517 [Emergency Contract - Declaration of Emergency - North Shore Force Main - Not to Exceed \$7,000,000]**  
Resolution approving a Declaration of Emergency and emergency contract to repair leaks along the North Shore Force Main in the amount not to exceed \$7,000,000. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – June 4, 2013**

**Board Meeting Minutes for April 23, 2013 approved.**

*There were no Clerk to Act requests submitted at the June 4, 2013 Board Meeting.*

**In Memoriams**

Vera Clanton – Supervisors Breed and Cohen

Bishop Cohen – Supervisor Cohen

# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, June 11, 2013

### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

#### 130527 [General Plan - San Francisco Bicycle Transportation Plan]

Sponsor: Avalos

Ordinance re-adopting the 2009 San Francisco Bicycle Transportation Plan; rescinding Ordinance No. 0109-05 in its entirety; amending the San Francisco General Plan in connection with the San Francisco Bicycle Plan; adopting modified environmental findings, and findings that the General Plan amendment is consistent with the General Plan and eight priority policies of Planning Code, Section 101.1; and authorizing official acts in connection thereto. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 130528 [Planning, Environment Codes - Bicycle Parking Standards]

Sponsor: Avalos

Ordinance amending the Planning Code to revise the bicycle parking standards, allow a portion of the bicycle parking requirements to be satisfied by payment of an in lieu fee, allow automobile parking spaces to be reduced, and replaced by bicycle parking spaces, and authorize the Zoning Administrator to waive or modify required bicycle parking; amending the Environment Code to revise cross-references to the Planning Code and make technical amendments; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 130547 [Health Code - Patient Rates - FY2013-2015]

Sponsor: Mayor

Ordinance amending the Health Code to set patient rates and other services provided by the Department of Public Health, effective July 1, 2013, and making environmental findings. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

GOVERNMENT  
DOCUMENTS DEPT

JUN 17 2013



- 130613 [Appropriation and De-Appropriation - \$720,626 to Sheriff for Overtime - FY2012-2013]**  
**Sponsor:** Mayor  
Ordinance appropriating \$720,626 to overtime and de-appropriating \$720,626 in permanent salaries in the Sheriff Department's work orders/overhead budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11, this Ordinance requires a two-thirds vote of all members of the Board of Supervisors for approval for \$720,626 of this request. ASSIGNED to Budget and Finance Committee.
- 130614 [Appropriation and De-Appropriation - \$466,248 to Fire Department for Overtime - FY2012-2013]**  
**Sponsor:** Mayor  
Ordinance appropriating \$466,248 to overtime and de-appropriating \$466,248 consisting of \$375,238 in permanent salaries and \$91,010 in fringe benefits in the Fire Department's operating budget in order to support the Department's projected increases in overtime as required per Ordinance No. 194-11. ASSIGNED to Budget and Finance Committee.
- 130615 [Accept and Expend Grant - National Science Foundation and Amendment to the Annual Salary Ordinance, FY2012-2013 - \$257,744]**  
**Sponsor:** Mayor  
Ordinance authorizing the Department of Technology to retroactively accept and expend a grant in the amount of \$257,744 from the National Science Foundation for Intergovernmental Personnel Act assignment and amending Ordinance No. 165-12 (Annual Salary Ordinance, FY2012-2013) to reflect the addition of one 1381 Special Assistant XXII position at the Department of Technology. ASSIGNED to Budget and Finance Committee.
- 130616 [Alternative Bid Process to Award Contracts to Certain Core Trade Subcontractors to Perform Pre-Construction Design-Assist Services - Moscone Expansion Project]**  
**Sponsor:** Mayor  
Ordinance authorizing the San Francisco Department of Public Works to implement an alternative bid process to award contracts to certain Core Trade Subcontractors to provide pre-construction design-assist services for the proposed Moscone Expansion Project. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

## **Resolutions**

- 130617 [Design Agreement Amendment - Public Safety Building - Earthquake Safety Emergency Response Bond Program - \$19,018,636.91]**  
**Sponsor:** Mayor  
Resolution authorizing the Director of Public Works to execute an amendment to the design agreement in connection with the construction of a new public safety building under the Earthquake Safety Emergency Response Bond Program from \$17,205,152 to \$19,018,636.91. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130618 [Accept and Expend Grants - State Recurring Grant Funds - Department of Public Health - FY2013-2014]**  
**Sponsor:** Mayor  
Resolution authorizing the acceptance and expenditure of State recurring grant funds by the San Francisco Department of Public Health for various State grant funds, FY2013-2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.



- 130619 [Accept and Expend Gift - Mayor's Earth Day Breakfast - \$12,500]**  
**Sponsor:** Mayor  
 Resolution authorizing the Department of the Environment to retroactively accept and expend a gift in the amount of \$12,500 from Citibank to sponsor the Mayor's Annual Earth Day Breakfast which took place at City Hall on April 24, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130620 [Accept and Expend Grant - Restoration of the Copra Crane and Removal of Pile Supported Wharf - Pier 84 on Islais Creek - \$616,534]**  
**Sponsor:** Mayor  
 Resolution authorizing the Port of San Francisco to accept and expend a grant in the amount of \$616,534 from the California Coastal Conservancy for the restoration of the Copra Crane and removal of pile supported wharf at Pier 84 on Islais Creek for a period of August 1, 2013, through August 1, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130621 [Suspend Deposit to Stabilization Reserve - FY2013-2014]**  
**Sponsors:** Avalos; Campos  
 Resolution suspending deposit to stabilization reserve for FY2013-2014. RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.
- 130623 [Historical Property Contract - Jason H. Stein and Howard Stein - 201 Buchanan Street]**  
**Sponsors:** Breed; Wiener  
 Resolution under Administrative Code, Chapter 71, approving an historical property contract between Jason H. Stein and Howard Stein, the owners of 201 Buchanan Street, and the City and County of San Francisco; authorizing the Planning Director and the Assessor to execute the historical property contract. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130624 [Resolution of Intention - Expenditure Plan, Revenue Bond - 1239 Turk Street (Rosa Parks II Senior Housing) - Not to Exceed \$30,000,000]**  
**Sponsor:** Breed  
 Resolution declaring the intent of the City and County of San Francisco to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed \$30,000,000 for 1239 Turk Street (Rosa Parks II Senior Housing); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$30,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130625 [Accept and Expend Grant - Hilltop Park - La Salle and Whitney Young-\$5,000,000]**  
**Sponsor:** Cohen  
 Resolution authorizing the Recreation and Park Department to retroactively accept a grant in place from the Trust for Public Land for improvements to Hilltop Park, located at La Salle and Whitney Young (Assessor's Block No. 4713, Lot No. 013), valued at \$5,000,000 from July 1, 2011, through June 30, 2041. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130626 [Agreement - San Francisco Municipal Transportation Agency Commercial Paper Program - Not to Exceed \$100,000,000]**  
**Sponsor:** Farrell  
 Resolution authorizing the issuance aggregate principal amount not to exceed \$100,000,000 adopted on June 4, 2013 by the Board of Directors to use San Francisco Municipal Transportation Agency commercial paper notes on a revolving basis for the purpose of financing certain capital improvements and other uses related to the Agency, approving the forms of documents relating thereto; approving the maximum interest thereon; and related matters. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130627 [Agreements - Tax Exempt and Taxable Lease Revenue Commercial Paper Certificates of Participation - Not to Exceed \$100,000,000]**  
**Sponsor:** Farrell  
 Resolution authorizing the execution and delivery from time to time of Tax-Exempt (Series 3 and Series 4) and Taxable Lease Revenue Commercial Paper Certificates of Participation (Series 3-T and Series 4-T ), in a aggregate principal amount not to exceed \$100,000,000, to provide interim financing for certain City capital projects; and approving and authorizing execution of a trust agreement, a site lease, a sublease, a letter of credit, and reimbursement agreement, a fee agreement and certain other financing documents, and authorizing other related actions. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130628 [Assessment Ballots for City Parcels - Renew and Expand the Central Market Community Benefit District]**  
**Sponsor:** Kim  
 Resolution authorizing the Mayor to cast ballots in the affirmative on behalf of the City and County of San Francisco as owner of five parcels of real property over which the Board of Supervisors has jurisdiction, where those parcels would be subject to assessment in the proposed renewed and expanded property and business improvement district known as the Central Market Community Benefit District. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130629 [Supporting the Health Service System to Establish Full Quality and Cost Transparency in the Public Interest]**  
**Sponsor:** Farrell  
 Resolution supporting the Health Service System for participating in the establishment of multi-payer databases that can be used to evaluate and improve the quality and cost of care and resolving to pass legislation to establish full quality and cost transparency in the public interest. RECEIVED AND ASSIGNED to Board of Supervisors.
- 130632 [Condemnation of the System of Sexual Enslavement During World War II]**  
**Sponsors:** Kim; Cohen, Chiu, Mar, Yee, Avalos and Campos  
 Resolution condemning recent statements by Osaka Mayor Toru Hashimoto claiming that the system of sex slavery utilized by Japan in occupied Asian countries from the 1930s through World War II was a military necessity and that there is no proof that the sexual servitude was involuntary and coerced by Japanese authorities. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Motions**

- 130574 [Committee of the Whole - Report of Assessment Costs for Inspection and/or Repairs of Blighted Properties - Accelerated Sidewalk Abatement Program Blight Abatement Fund]**  
Motion scheduling the Board of Supervisors to sit as a Committee of the Whole on June 25, 2013, at 3:00 p.m., to hold a public hearing on a Resolution approving a report of assessment costs submitted by the Director of Public Works for inspection and/or repairs of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Section 80, the costs thereof having been paid for out of the Accelerated Sidewalk Abatement Program Blight Abatement Fund. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130622 [Administrative Code - San Francisco Family Friendly Workplace Ordinance]**  
**Sponsors:** Chiu; Cohen and Mar  
Motion ordering submitted to the voters an Ordinance amending the Administrative Code to allow San Francisco based employees who are caregivers to request flexible working arrangements, subject to the employer's right to deny a request based on specified undue hardship; require that employers give advance notice of changes in an employee's work schedule; prohibit adverse employment actions based on caregiver status; prohibit interference with rights or retaliation against employees for exercising rights under the Ordinance; require employers to post a notice informing employees of their rights under the Ordinance; require employers to maintain records regarding compliance with the Ordinance; authorize enforcement by the Office of Labor Standards Enforcement, including the imposition of remedies and penalties for a violation, and an appeal process to an independent hearing officer; authorize waiver of the provisions of the Ordinance in a collective bargaining agreement; and making environmental findings, to the voters of the San Francisco at an election to be held on November 5, 2013. RECEIVED AND ASSIGNED TO Rules Committee.
- 130630 [Committee of the Whole - Redevelopment Plan Amendment - Mission Bay South]**  
**Sponsor:** Kim  
Motion scheduling the Board to sit as a Committee of the Whole on June 25, 2013, at 3:00 p.m., to hold a public hearing of persons interested in or objecting to the Ordinance (File No. 130458) approving an amendment to the Mission Bay South Redevelopment Plan, which modifies the land use designation for certain property to add residential as a permitted use and to increase the permitted residential density in the Plan Area, but does not increase the allocation of tax increment under a pre-existing enforceable obligation; making environmental findings under the California Environmental Quality Act; and making findings pursuant to the General Plan and Planning Code, Section 101.1(b). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130633 [Suspending Board Rule 3.26.1 and Amending Board Rule 3.31 Extending the Joint City and School District Committee Through March 1, 2014, and Setting Monthly Meetings]**  
**Sponsor:** Kim  
Motion suspending the Board of Supervisors' Rules of Order 3.26.1 to consider, without reference, an amendment to Board Rule 3.31 to extend the term of the Joint City and School District Select Committee through March 1, 2014; ordering the City and School District Select Committee meetings of the Board of Supervisors be held on the third Thursdays of each month at 3:30 p.m. in the Board of Supervisors' Chamber; and directing the Clerk of the Board to prepare the proper notices and postings. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Requests for Hearing**

- 130572 [Hearing - Report of Assessment Costs - Sidewalk and Curb Repairs]**  
Hearing to approve the report of costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Public Works Code, Sections 707 and 707.1, the costs thereof having been paid for out of a revolving fund. (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors.
- 130580 [Hearing - Elimination and/or Reduction of Medical Services - FYs 2013-2014 and 2014-2015]**  
Hearing to consider the budget eliminating and/or reducing medical services provided by the Department of Public Health in the City and County of San Francisco for FYs 2013-2014 and 2014-2015, pursuant to the Beilenson Act, Health and Safety Code, Section 1442.5(a). (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors.
- 130631 [Hearing - City's Plan to Ensure Transit Service Keeps Pace with Current and Future Development]**  
**Sponsor:** Wiener  
Hearing directed to the Mayor's Office, Planning Department, Municipal Transportation Agency (MTA), Transportation Authority, Office of Economic and Workforce Development, the Office of the Controller, and the Port of San Francisco to report on how the City is planning to expand Muni's service capacity, including how that expansion will be paid for on an on-going basis, in light of significant planned development, population growth, and job growth, as well as Muni's current lack of sufficient, reliable service capacity; the departments will be asked to discuss how they evaluate the need for additional transit service, what increase in service levels are needed, how the increase will occur, and how it will be paid for on an ongoing basis to accommodate growth projections associated with planned and future development projects and population and job increases; the departments also will analyze whether MTA's baselines budget should be increased in light of development and population trends. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## **Introduced by the President at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced by the President.*

## **PROPOSED ORDINANCES**

- 130529 [Settlement of Lawsuit - Paulette Adams-Irving - \$350,000]**  
Ordinance authorizing settlement of the lawsuit filed by Paulette Adams-Irving against the City and County of San Francisco for \$350,000.00; the lawsuit was filed on March 15, 2011, in San Francisco Superior Court, Case No. CGC 11-509216; entitled Paulette Adams-Irving v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

- 130530 [Settlement of Lawsuit - Maria Camacho - \$50,000]**  
Ordinance authorizing settlement of the lawsuit filed by Maria Camacho against the City and County of San Francisco for \$50,000; the lawsuit was filed on March 7, 2012, in San Francisco Superior Court, Case No. CGC 12-517261; entitled Maria Camacho, et al., v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130568 [Administrative Code - City Contractors and Subcontractors - Consideration of Criminal History in Hiring and Employment Decisions]**  
Ordinance amending the Administrative Code to require that City contractors, and their subcontractors, not discriminate against employees or applicants based on criminal history and refrain from asking applicants about criminal history as part of their initial application for employment. (Sheriff). ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130570 [Planning Code, Zoning Map - Yerba Buena Center Mixed-Use Special Use District]**  
Ordinance amending the Planning Code and Zoning Map, by adding Section 249.71, to create the Yerba Buena Center Mixed-Use Special Use District (SUD) located at 706 Mission Street, Assessor's Block No. 3706, Lot No. 093 and portions of Lot No. 277, to facilitate the development of the 706 Mission Street, The Mexican Museum and Residential Tower Project, by modifying specific Planning Code regulations related to permitted uses, the provision of a cultural/museum use within the SUD, floor area ratio limitations, dwelling unit exposure, height of rooftop equipment, bulk limitations, and curb cut locations; amending the Zoning Map to add the SUD and increase the height of property in the SUD from 400 feet to 480 feet; and making environmental findings and findings of consistency with the General Plan. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## **PROPOSED RESOLUTIONS**

- 130523 [Major Encroachment - San Francisco State University - Pedestrian Tunnel Below Winston Drive]**  
Resolution granting a revocable permission to San Francisco State University (SFSU) to occupy portions of the public right-of-way to construct and maintain a pedestrian tunnel below Winston Drive to provide a safe and accessible connection from the main campus of SFSU to the site of a new Recreation Wellness Center; and making environmental findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130524 [Street Encroachment - Atlantic Richfield Company - 2 Richardson Avenue]**  
Resolution granting revocable permission to Atlantic Richfield Company to occupy a portion of the public right-of-way to install and maintain four soil vapor extraction conduits connecting to two new vapor extraction wells crossing under Broderick Street fronting 2 Richardson Avenue (Assessor's Block No. 0934, Lot No. 019), conditioned upon the payment of an annual assessment fee, and making environmental findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 130525 [Street Encroachment - Jeremy Ricks- 1281-1283 Greenwich Street; Hyde and Larkin Streets]**  
 Resolution granting revocable permission to Jeremy Ricks to occupy a portion of the public right-of-way to extend an unimproved portion of Greenwich Street with a privately maintained driveway to provide access to a new garage at 1281-1283 Greenwich Street (Assessor's Block No. 0095, Lot Nos. 023-025); and to install additional landscaping and public access improvements within the unimproved portion of the Greenwich Street public right-of-way between Hyde and Larkin Streets, conditioned upon the payment of an annual assessment fee of \$4433.00; and making environmental findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130531 [Settlement of Claim - Travelers Insurance Company and Connie Curran - \$42,876.54]**  
 Resolution approving the proposed settlement of claim filed by Travelers Insurance Company and Connie Curran against the City and County of San Francisco for \$42,876.54; claim was filed on November 15, 2011, bearing Claim No. 12-01124. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130532 [Agreement Amendments - Crestwood Behavioral Health Services and Canyon Manor - \$90,940,630]**  
 Resolution approving an amendment to each of two agreements for long term mental health services in 24-hour locked facilities between the Department of Public Health and Crestwood Behavioral Health Services by \$14,253,906 from \$48,717,156 to \$62,971,062; Mental Health Management I, Inc. dba Canyon Manor by \$7,002,810 from \$20,966,758 to \$27,969,568 for a combined increase of \$90,940,630 with an extension of the term of 18 months, for a total contract term of October 1, 2008, through December 31, 2014. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130565 [Official Advertising - The Examiner - FY2013-2014]**  
 Resolution designating The Examiner to be the official newspaper of the City and County of San Francisco for all official advertising for FY2013-2014. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130566 [Outreach Advertising and Neighborhood Outreach Advertising - FY2013-2014]**  
 Resolution designating Small Business Exchange to be the outreach newspaper of the City and County for the African American, Chinese, and Hispanic communities; Bay Area Reporter to be the outreach newspaper of the City and County for the Lesbian, Gay, Bisexual, and Transgender Community; Central City Extra to be the neighborhood outreach newspaper of the City and County for the Central City Neighborhood; Northside Publications/Marina Times to be the neighborhood outreach newspaper of the City and County for the Northern San Francisco Neighborhood; and West Portal Monthly to be the neighborhood outreach newspaper of the City and County for the West Portal Neighborhood; to provide outreach advertising for FY2013-2014. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.



130569

**[Lease Amendment - Oliver de Silva, Inc. - Sunol Valley Quarry Lease]**

Resolution authorizing the General Manager of the San Francisco Public Utilities Commission to enter into an amendment to an existing quarry lease with Oliver de Silva, Inc., as Tenant, to add approximately 58 acres to the existing 308.5 leased premises located in the Sunol Valley, unincorporated Alameda County, with a term through the earlier of July 16, 2042, or completion of reclamation, pursuant to San Francisco Charter; adopting findings pursuant to the California Environmental Quality Act; and authorizing the General Manager of the San Francisco Public Utilities Commission to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

130576

**[Report of Assessment Costs for Inspection and/or Repairs of Blighted Properties - Accelerated Sidewalk Abatement Program Blight Abatement Fund]**

Resolution approving report of assessment costs submitted by the Director of Public Works for inspection and/or repairs of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Section 80, the costs thereof having been paid for out of the Accelerated Sidewalk Abatement Program Blight Abatement Fund. (Public Works Department). RECEIVED AND ASSIGNED to Board of Supervisors.

**Clerk to Act – June 11, 2013**

**Board Meeting Minutes for May 7, 2013 approved.**

*There were no Clerk to Act requests submitted at the June 11, 2013 Board Meeting.*

**In Memoriams**

Everett Yet Wah Lee – Supervisor Eric Mar

David Glover – Supervisors Malia Cohen, Jane Kim and London Breed



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, June 18, 2013

### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

#### 120966 [Administrative Code - Healthy Food Retailer Incentives Program]

Sponsors: Mar; Kim and Cohen

Ordinance amending the Administrative Code, by adding Chapter 59, Sections 59.1-59.9, to establish a Healthy Food Retailer Incentives Program to oversee and coordinate the City's incentive and assistance programs for Healthy Food Retailers. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### 130586 [Administrative Code - Film Rebate Program]

Sponsor: Farrell

Ordinance amending the Administrative Code to allow the Director of Property of the Department of Real Estate, in consultation with the Executive Director of the Film Commission, to lease property and sublease such property to film companies for film-related activities; to expand the production costs eligible for the Film Rebate Program to include rent payments for such property; and making environmental findings. SUBSTITUTED AND ASSIGNED to Government Audit and Oversight Committee.

#### 130653 [Administrative Code - Health Service System Plans and Contribution Rates for Calendar Year 2014]

Sponsor: Farrell

Ordinance amending the Administrative Code, Chapter 16, Article XV, of Part 1, Section 16.703, regarding Board approval of health service system plans and contribution rates for calendar year 2014. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

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## **Resolutions**

- 130629 [Supporting the Health Service System to Establish Full Quality and Cost Transparency in the Public Interest]**  
**Sponsor:** Farrell; Chiu  
Resolution supporting the Health Service System for participating in the establishment of multi-payer databases that can be used to evaluate and improve the quality and cost of care and resolving to pass legislation to establish full quality and cost transparency in the public interest. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130654 [Establishing Monthly Contribution Amount - Health Service Trust Fund]**  
**Sponsor:** Farrell  
Resolution establishing monthly contribution amount to the Health Service Trust Fund. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130655 [Historic Street Signs in the Excelsior District]**  
**Sponsor:** Avalos  
Resolution adding the original street names of "China," "Japan," and "India" to current street signs "Excelsior," "Avalon," and "Peru," respectively, setting guidelines for the format of these signs, and making this addition permanent in the Excelsior District. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130656 [Supporting the Establishment of an Urban Agriculture Program]**  
**Sponsor:** Chiu  
Resolution acknowledging receipt of the Office of the City Administrator's recommendations regarding the establishment of an Urban Agriculture Program; supporting the Recreation and Park Department as the location for the new Urban Agriculture Program to coordinate the City's urban agriculture activities; and setting reporting goals related to Urban Agriculture. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130657 [Accept Gifts - EcoCenter - 1455 Market Street - \$114,600]**  
**Sponsor:** Mayor  
Resolution authorizing the Department of the Environment to retroactively accept gifts with a total value of \$114,600 to build out the Department of the Environment's EcoCenter at 1455 Market Street. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130658 [Restated Option Agreement - Sale of Surplus Real Property in Mountain View to MV Urban Village Homes, LLC - \$8,100,000]**  
**Sponsor:** Mayor  
Resolution approving a Restated Option Agreement for the sale of surplus lands under the jurisdiction of the San Francisco Public Utilities Commission (SFPUC) located in Mountain View, Santa Clara County, California near the intersection of Whisman and Tyrella Avenues, to MV Urban Village Homes, LLC, a California limited liability company (Optionee), a joint venture between KMJ Urban Communities, LLC (KMJ), and SummerHill Homes, LLC ("SummerHill") and reserving an easement to the SFPUC; authorizing the Director of Property or the SFPUC's General Manager to execute documents, make modifications, and take actions in furtherance of this Resolution; and adopting findings that the transactions contemplated by the Restated Option Agreement are consistent with the City's General Plan and with the Eight Priority Policies of City Planning Code Section 101.1. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## Motion

### **130659 [Setting the 2013 Budget and Legislative Analyst Services Audit Plan]**

**Sponsor:** Cohen

Motion directing the Budget and Legislative Analyst to conduct three performance audits in 2013 and setting the priority as follows: 1) the San Francisco Fire Department's recruitment, retention, and overtime staffing; 2) the Department of Children, Youth and Their Families implementation of the Children's Fund including an evaluation of the role of the Children's Fund Citizens' Advisory Committee; and 3) the Department of Public Health's compliance with privacy and security regulations as defined by the Health Information Technology for Economic and Clinical Health (HITECH) and Health Insurance Portability and Accountability Act (HIPAA) acts; and removing from the Budget and Legislative Analyst's audit plan the management and oversight of the former San Francisco Redevelopment Agency's assets and functions, previously approved by the Board of Supervisors. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## Requests for Hearing

### **130526 [Hearing - Redevelopment Plan Amendment - Mission Bay South]**

Hearing of persons interested in or objecting to the Ordinance approving an amendment to the Mission Bay South Redevelopment Plan, which modifies the land use designation for certain property to add residential as a permitted use and to increase the permitted residential density in the Plan Area, but does not increase the allocation of tax increment under a pre-existing enforceable obligation; making environmental findings under the California Environmental Quality Act; and making findings pursuant to the General Plan and Planning Code, Section 101.1(b). (Clerk of the Board). RECEIVED AND ASSIGNED to Board of Supervisors.

### **130575 [Hearing - Report of Assessment Costs for Inspection and/or Repairs of Blighted Properties - Accelerated Sidewalk Abatement Program Blight Abatement Fund]**

Hearing to consider objections to a report of assessment costs submitted by the Director of Public Works for inspection and/or repairs of blighted properties ordered to be performed by said Director pursuant to Administrative Code, Section 80, the costs thereof having been paid for out of the Accelerated Sidewalk Abatement Program Blight Abatement Fund. (Public Works Department). RECEIVED AND ASSIGNED to Board of Supervisors.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCES**

**130643 [Settlement of Lawsuit - Maria D'Agostino - \$135,000]**

Ordinance authorizing settlement of the lawsuit filed by Maria D'Agostino against the City and County of San Francisco for \$135,000; the lawsuit was filed on June 15, 2012, in San Francisco Superior Court, Case No. CGC-12-521615; entitled Maria D'Agostino, et al., v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

**130644 [Settlement of Lawsuit - Wei Vivian Cui - \$30,000]**

Ordinance authorizing settlement of the lawsuit filed by Wei Vivian Cui against the City and County of San Francisco for \$30,000; the lawsuit was filed on November 3, 2011, in San Francisco County Superior Court, Case No. CGC-11-515654; entitled Wei Vivian Cui v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### **PROPOSED RESOLUTION**

**130645 [Lease Amendment - Real Property at 720 Sacramento Street - Ridgeway Apartments, Inc. - \$26,980 Monthly]**

Resolution authorizing the second lease amendment for approximately 9,250 square feet of space at 720 Sacramento Street, San Francisco, with Ridgeway Apartments, Inc., as Landlord, for use by the Department of Public Health at the monthly cost of \$26,980 for the period of July 1, 2013, through June 30, 2018. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**Clerk to Act – June 18, 2013**

**Special Meeting Minutes of the March 27, 2013, April 24, 2013, and May 8, 2013 Budget and Finance Committee, and the Board Meeting Minutes of May 14, 2013 approved.**

*There were no Clerk to Act requests submitted at the June 18, 2013 Board Meeting.*

**In Memoriams**

Eric Arons – Supervisor David Chiu

James E. Cunningham – Supervisor Scott Wiener

Julian Rodriguez – Supervisor Scott Wiener



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, June 25, 2013

### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

25/13  
130459 [Planning Code - Mission Alcoholic Beverage Special Use District and Valencia Street Neighborhood Commercial Transit District]

Sponsors: Campos; Wiener

Ordinance amending the Planning Code, Mission Alcoholic Beverage Special Use District controls, to allow the transfer of liquor licenses and relocation of uses under specified circumstances, to restrict the sale of alcohol for off-site consumption, and to exempt from the controls grocery stores and certain institutional, arts, and other uses; establishing operating conditions for certain establishments with a liquor license; amending the Valencia Street Neighborhood Commercial Transit District controls to restrict the conversion of existing ground floor retail uses to restaurants; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

130672 [Transportation Code - Disabled Parking Placard or License Plate Restrictions]

Sponsor: Chiu

Ordinance amending the Transportation Code, Division I, to prohibit, on any street, alley, or portion of a street or alley, or in any municipal or private parking facility, the parking of a vehicle displaying a disabled parking placard or special license plate, in order to obtain special parking privileges, that has been reported as lost, stolen, surrendered, canceled, revoked, or expired, or issued to a person who has been reported as deceased for a period exceeding sixty days; is not being used to transport, and is not in the reasonable proximity of, the person to whom the license plate or placard was issued or a person who is authorized to be transported in the vehicle displaying that placard or license plate; or is counterfeit, forged, altered, or mutilated. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

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- 130673 [Naming a Portion of the Carolina Street Stairway at Carolina and 20th Streets as Jack Balestreri Way]**  
**Sponsor:** Cohen  
Ordinance establishing the name for a portion of the Carolina Street stairway at Carolina and 20th Streets that connects the Carolina Street cul-de-sac as "Jack Balestreri Way"; commemorating this location under Public Works Code, Sections 789 et seq., the Commemorative Street Plaque Ordinance, in honor of Mr. Balestreri; waiving fees for the street naming process; and directing official acts in furtherance of this Ordinance. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130684 [Authorizing the Clerk of the Board to Transfer Funds to Outreach Advertising Revenue Fund - Not to Exceed \$40,000]**  
Ordinance authorizing the Clerk of the Board to transfer funds to the Board of Supervisors Outreach Advertising Revenue Fund in an amount not to exceed \$40,000. (Clerk of the Board). ASSIGNED to Budget and Finance Committee.

## **Resolutions**

- 130674 [Accept and Expend Gift - Enterprise Zone Hiring Tax Credit Web Application Development - \$16,000]**  
**Sponsor:** Mayor  
Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend an in-kind gift valued at \$16,000 from Firmstep for the development of the web-based Enterprise Zone hiring tax credit application. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130675 [Accept and Expend Grant - California Tuberculosis Controller Association Project - \$161,499]**  
**Sponsor:** Mayor  
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of \$161,499 from the California Department of Public Health, Tuberculosis Control Branch, to participate in a program entitled California Tuberculosis Controller Association Project for the period of July 1, 2013, through June 30, 2014, waiving indirect costs. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130676 [Accept and Expend Grant - Maternal, Child, and Adolescent Health 12-13 Federal Grant Increase: Budget Revision 1 - \$238,571]**  
**Sponsor:** Tang  
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of \$238,571 the original grant award amount of \$1,457,719 was increased to \$1,696,290 from California Department of Public Health to participate in a program entitled Maternal, Child, and Adolescent Health 12-13 Federal Grant Increase: Budget Revision 1 for the period of January 1, 2013, through June 30, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.



- 130677 [Interim Zoning Controls in the Planning Code - Upper Market Street Neighborhood Commercial Transit District]**  
**Sponsor:** Wiener  
 Resolution imposing interim zoning controls for an 18-month period requiring Conditional Use authorization for Limited Financial Service and Business or Professional Service uses in the Upper Market Neighborhood Commercial Transit District; making environmental findings and findings of consistency with the General Plan and with the priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130678 [Multifamily Housing Revenue Bonds - 1100 Ocean Avenue Apartments - Not to Exceed \$19,500,000]**  
**Sponsor:** Yee  
 Resolution authorizing the issuance and delivery of multifamily housing revenue bonds in an aggregate principal amount not to exceed \$19,500,000 for the purpose of providing financing for the acquisition and construction of a 71-unit multifamily rental housing project known as 1100 Ocean Avenue Apartments; approving the form of and authorizing the execution of a trust indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a loan agreement; authorizing the collection of certain fees; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this Resolution; and related matters. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130679 [Accept and Expend Grant - Pedestrian and Bicycle Projects - \$865,864]**  
**Sponsor:** Yee  
 Resolution authorizing the acceptance and expenditure of State Transportation Development Act Article 3 grant funds for various pedestrian and bicycle projects in San Francisco in FY2013-2014, totaling \$865,864 including \$432,932 for the Department of Public Works and \$432,932 for the Municipal Transportation Agency. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130680 [Aging and Disability Resource Day - June 28, 2013]**  
**Sponsor:** Avalos  
 Resolution commending the Aging and Disability Resource Center and declaring June 28, 2013, Aging and Disability Resource Center Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130681 [Marina Yacht Harbor Reopening]**  
**Sponsor:** Farrell  
 Resolution recognizing the grand reopening of the Marina Yacht Harbor and commending Recreation and Parks, the California Department of Boating and Waterways, San Francisco Marina Harbor Association, St. Francis Yacht Club, Golden Gate Yacht Club, and the entire project team, for their hard work and commitment to San Francisco's parks and its residents. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130682 [Cliff House Day - July 12, 2013]**  
**Sponsors:** Mar; Yee  
 Resolution commending Cliff House on its 150th Anniversary and declaring July 12, 2013, as Cliff House Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## Request for Hearing

### **130683 [Hearing - Annual Update with the Language Access Ordinance]**

**Sponsors:** Mar; Chiu

Hearing to have the Office of Civic Engagement and Immigrant Affairs provide an annual update of the Language Access Ordinance. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

## Introduced by the President at the Request of a Department

*Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced by the President.*

## PROPOSED ORDINANCES

### **130646 [Planning Code - Mixed Use Office District]**

Ordinance amending the Planning Code, Sections 842 and 842.49, of the Zoning Control Table, to permit a tourist hotel without a specified room limit in a Mixed Use Office District in height districts that are 105 feet and above with a Conditional Use authorization; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### **130647 [Planning Code - Housing Trust Fund Provisions]**

Ordinance amending the Planning Code to add a definition of "significant increase in residential development potential" consistent with the Housing Trust Fund provisions in Charter, Section 16.110; and making environmental findings, and findings of consistency with general plan; this Ordinance shall become effective 30 days from the date of passage. (Planning Department). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

### **130650 [Administrative Code - Home Detention Program and Electric Monitoring Program]**

Ordinance amending the Administrative Code to expand the category of jail inmates eligible for the Home Detention Program; and authorize the Sheriff to offer a voluntary Electronic Monitoring Program to pretrial detainees being held in lieu of bail. (Sheriff). ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.

## PROPOSED RESOLUTIONS

**130648 [Agreement - ARAMARK Correctional Services, LLC - Not to Exceed \$19,659,606]**

Resolution authorizing the Sheriff's Department to retroactively enter into a contract agreement between the City and County of San Francisco and ARAMARK Correctional Services, LLC, for inmate meal services for a five year term beginning July 1, 2012, with two one-year options exercisable by the Sheriff's Department, for an amount not to exceed \$19,659,606. (Sheriff). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**130649 [Accept and Expend Grant - Community Scale Renewable Energy Integration - Central Corridor EcoDistrict - \$300,000]**

Resolution authorizing the Department of the Environment to retroactively accept and expend a grant of \$300,000 from the California Energy Commission for the purpose of exploring Community Scale Renewable Energy Integration in San Francisco's Central Corridor Eco-District for the term June 1, 2013, to March 31, 2015. (Environment). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – June 25, 2013**

**Board Meeting Minutes for May 21, 2013 approved.**

*There were no Clerk to Act requests submitted at the June 25, 2013 Board Meeting.*

**In Memoriams**

Mercedes Marengo – Supervisor David Campos

Coleman Halloran – Supervisor Mark Farrell

# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, July 9, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

#### **130528 [Planning, Environment Codes - Bicycle Parking Standards; In Lieu Fee]**

**Sponsor:** Avalos

Ordinance amending the Planning Code to revise the bicycle parking standards, allow a portion of the bicycle parking requirements to be satisfied by payment of an in lieu fee, allow automobile parking spaces to be reduced and replaced by bicycle parking spaces, and authorize the Zoning Administrator to waive or modify required bicycle parking; amending the Environment Code to revise cross-references to the Planning Code and make technical amendments; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### **130706 [Administrative Code - Residential Rent Ordinance, Tenant Financial Hardship Applications for Relief from Landlord Passthrough of Capital Improvement Costs]**

**Sponsors:** Mayor; Chiu, Kim, Mar and Campos

Ordinance amending the Administrative Code to provide standards for Residential Tenant Financial Hardship Applications seeking relief from landlord passthrough of capital improvement costs to a tenant, and procedures for reviewing and deciding the applications; and to require landlord notice to tenants regarding financial hardship application procedures when a landlord applies for certification of capital improvement costs. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### **130707 [Appropriation - FY2013-2014 Refunding Certificates of Participation - \$241,014,548]**

**Sponsor:** Mayor

Ordinance appropriating \$236,000,000 of one or more series of Refunding Certificates of Participation proceeds, de-appropriating Series 2001A Certificates of Participation of prior reserve funds of \$2,386,750 and re-appropriating Refunding Certificates of Participation Series 2013-R1 of \$2,386,750, de-appropriating Series 2003 Certificates of Participation of prior reserve funds of \$2,627,798 and re-appropriating Refunding Certificates of Participation Series 2013-R2 of \$2,627,798, and placing these funds for a total amount of \$241,014,548 for FY2013-2014 on Controller's reserve pending the sale of the Certificates of Participation in one or more series. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

## **Resolutions**

- 130636 [Resolution to Establish - Top of Broadway Community Benefit District]**  
**Sponsor:** Chiu  
Resolution establishing a property-based business improvement district known as the "Top of Broadway Community Benefit District," ordering the levy and collection of assessments against property located in that district for eight years commencing with FY2013-2014, subject to conditions as specified; and making environmental findings. ASSIGNED to Board of Supervisors.
- 130638 [Resolution to Establish (Renew and Expand) - Central Market Community Benefit District]**  
**Sponsor:** Kim  
Resolution of formation to establish (renew and expand) the property-based business improvement district known as the "Central Market Community Benefit District," ordering the levy and collection of assessments against property located in that district for 15 years commencing with FY2013-2014, subject to conditions as specified; and making environmental findings. ASSIGNED to Board of Supervisors.
- 130708 [Accept and Expend Grant - County Enrollment Assistance 2013 - \$225,000]**  
**Sponsor:** Mayor  
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of \$225,000 from Blue Shield of California Foundation to participate in a program entitled County Enrollment Assistance 2013 grant for the period of April 1, 2013, through March 31, 2014; and waiving indirect costs. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130709 [Refunding Certificates of Participation, Series 2013 - Not to Exceed \$236,000,000]**  
**Sponsors:** Mayor; Farrell  
Resolution authorizing the execution and delivery of Refunding Certificates of Participation, Series 2013 (Capital Projects) in one or more series in an aggregate principal amount not to exceed \$236,000,000 to refinance in whole or in part certain certificates of participation the proceeds of which financed or refinanced various capital improvement projects of the City; approving the form of a Trust Agreement (including certain indemnities contained therein) between the City and the Trustee to be named therein; approving the form of four separate Facilities Leases between the City and the Trustee to be named therein relating to certain City-owned property; approving the form of four separate Lease Agreements (including certain indemnities contained therein) between the City and the Trustee to be named therein; approving the form of an Escrow Agreement (including certain indemnities contained therein) between the City and an Escrow Agent to be named therein; approving the form of one or more Official Notice(s) of Sale and one or more Notice(s) of Intention to Sell the Refunding Certificates of Participation; authorizing certain actions relating to the Refunding Certificates of Participation, if sold by negotiated sale and approving the form of one or more Purchase Contract(s) between the City and the Underwriter(s) to be named therein; approving the form of an Official Statement in preliminary and final form; approving the form of a Continuing Disclosure Certificate; authorizing City officials to take necessary actions in connection with the authorization, sale, execution and delivery of the Refunding Certificates of Participation; and ratifying previous actions taken in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130710 [Terms of Existing Local Agency Formation Commission Positions]**  
**Sponsors:** Avalos; Breed, Campos and Mar  
 Resolution amending the terms of existing Local Agency Formation Commission (LAFCo) positions by expanding the scope of services for the Senior Program Officer, extending the term of employment for an additional three years, and utilizing the existing LAFCo budget to continue funding this position. RECEIVED AND ASSIGNED to Rules Committee.
- 130711 [Lease - Real Property at 1740 Cesar Chavez Street - Potrero Investor I, LLC and Potrero Investor II, LLC - \$21,450 Monthly]**  
**Sponsor:** Cohen  
 Resolution authorizing a five-year lease of approximately 11,000 square feet at 1740 Cesar Chavez Street from Potrero Investor I, LLC and Potrero Investor II, LLC, for the Department of Human Resources at the monthly cost of \$21,450 for the period of September 15, 2013, through September 15, 2018. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130712 [Interim Zoning Controls - Formula Retail Uses on Market Street, from 6th Street to Van Ness Avenue]**  
**Sponsor:** Kim  
 Resolution imposing interim zoning controls requiring conditional use authorization for formula retail uses, as defined, on Market Street, from 6th Street to Van Ness Avenue, subject to specified exceptions, for 18 months; and making findings, including findings of consistency with the priority policies of Planning Code, Section 101.1, and environmental findings. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130713 [Agreement - King Metro County and New Flyer America Inc. - Not to Exceed \$98,717,875]**  
**Sponsor:** Wiener  
 Resolution retroactively approving a Bus Options Assignment Agreement for the purchase of 60 articulated trolley buses, associated equipment, and spare parts as a cooperative buying agreement between the City, King Metro County, and New Flyer of America Inc. for an amount not to exceed \$98,717,875 beginning June 4, 2013. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130714 [Accept and Expend Grant - National Institutes of Health - \$140,827]**  
**Sponsor:** Wiener  
 Resolution authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of \$140,827 from National Institutes of Health to participate in a program entitled, "A Probability-Based Survey of HIV Risk among Transmen," using a novel Sampling Method for the period of April 1, 2013, through March 31, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130715 [Commemorating Lou Giraudo]**  
**Sponsors:** Chiu; Campos and Farrell  
 Resolution commemorating Lou Giraudo for his exemplary civic leadership in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130716 [Sue Bierman Park Playground Grand Opening]**  
**Sponsor:** Chiu  
 Resolution recognizing the grand opening of the new playground at Sue Bierman Park and commending the Recreation and Park Department, the Friends of Waterfront Playground, the San Francisco Parks Alliance, and the entire project team for their hard work and commitment to creating the new playground. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**130717 [Recreation and Parks Month - July 2013]**

**Sponsor:** Chiu

Resolution declaring July 2013, as Recreation and Parks Month in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Motions**

**130719 [Professional Services Agreement - Budget and Legislative Analyst Services]**

Motion authorizing the Clerk of the Board of Supervisors to commence negotiations and enter into a Professional Services Agreement for Budget and Legislative Analyst Services with Management Partners or Harvey M. Rose Associates, LLC, Debra A. Newman, Louie & Wong, LLP, a Joint Venture and approving said agreement, pursuant to Charter Section 2.117. (Clerk of the Board). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**Request for Hearing**

**130718 [Hearing - City's External Auditors - FY2012-2013]**

**Sponsor:** Cohen

Hearing for the City's External Auditors to present the Comprehensive Audit Financial Report, Single Audit, and Management Letters related to City audits for the fiscal year ending June 30, 2012, and audit plans for FY2012-2013. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**130720 [Hearing - Outcome of Competitive Process for Budget and Legislative Analyst Services]**

Hearing to report on the outcome of the competitive process for Budget and Legislative Analyst Services. (Clerk of the Board). RECEIVED AND ASSIGNED to Budget and Finance Sub-Committee.

**Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board and introduced by the President.*

**PROPOSED ORDINANCES**

**130661 [Police Code - Aerial Signs and Advertising]**

Ordinance amending the Police Code to prohibit the use of aircraft, self-propelled, or buoyant objects to display any sign or advertising device in the airspace over the 34th America's Cup course area; and making environmental findings. (Department of Economic and Workforce Development). ASSIGNED to Land Use and Economic Development Committee.



## **PROPOSED RESOLUTIONS**

- 130634 [Settlement of Administrative Enforcement Action - \$51,000]**  
Resolution approving the settlement of the unlitigated administrative enforcement action filed by the San Francisco Bay Regional Water Quality Control Board against San Francisco imposing a penalty of \$51,000. (Public Utilities Commission). RECEIVED AND ASSIGNED to Rules Committee.
- 130651 [Memorandum of Unrecorded Grant Agreement - Buena Vista Park Project]**  
Resolution authorizing the Director of Real Estate to record a Memorandum of Unrecorded Grant Agreement against Assessor's Block No. 2601, Lot No. 001, for the Buena Vista Park Project, pursuant to a Land and Water Conservation Fund Grant Agreement. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130670 [Special Assessment of Liens for Assessment of Cost]**  
Resolution confirming report of delinquent charges for code enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Building Code, Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, Section 108A, and Section 110A - Tables 1A-K and 1A-G, submitted by the Director of the Department of Building Inspection for services rendered by said department of costs thereof having accrued pursuant to code violations referenced above. (Building Inspection Department). ASSIGNED to Board of Supervisors.
- 130688 [Agreement - Golden Gate Petroleum - Not to Exceed \$94,000,000]**  
Resolution authorizing the Purchaser and Director of Office of Contract Administration to execute an agreement with Golden Gate Petroleum for diesel, biodiesel, and gasoline fuel, for an amount not to exceed \$94,000,000 for the term of September 1, 2013, through August 31, 2016, with two one-year options to extend for a total of five years, pursuant to Charter Section 9.118(b). (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – July 9, 2013**

**Board Meeting Minutes for June 4, 2013 approved.**

*There were no Clerk to Act requests submitted at the July 9, 2013 Board Meeting.*

**In Memoriams**

Willie B. Kennedy - Full Board

Ye Mengyuan - President David Chiu

Wang Linjia -President David Chiu

Vernon O'Gilvie - Supervisor London Breed

Joseph Fera - Supervisor Scott Wiener

## Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

### Legislation Introduced at Roll Call

Tuesday, July 16, 2013

#### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

#### Ordinances

- 130464 [Administrative Code - California Environmental Quality Act Procedures, Appeal of Exempt Project Modification]**  
**Sponsors:** Kim; Chiu, Campos, Avalos, Mar and Yee  
Ordinance amending Administrative Code, Chapter 31, to provide for appeal to the Environmental Review Officer to reconsider a determination of the Environmental Review Officer that an exempt project modification does not require a new decision under the California Environmental Quality Act; and making environmental findings. **SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.**
- 130734 [Administrative Code - Planning Commission Review of Medical Cannabis Dispensary Location Regulations]**  
**Sponsor:** Avalos  
Ordinance amending the Administrative Code, by adding Section 2A.54, to direct the Planning Commission to prepare and submit a report to the Board of Supervisors evaluating the provisions of the Planning Code related to the location of medical cannabis dispensaries. **ASSIGNED UNDER 30 DAY RULE to Rules Committee.**
- 130735 [Planning Code - Definition of Formula Retail Use for Upper Fillmore Street Neighborhood Commercial District]**  
**Sponsor:** Farrell  
Ordinance amending the Planning Code, Section 703.3, to expand the definition of formula retail uses in the Upper Fillmore Street Neighborhood Commercial District; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the priority policies of Planning Code, Section 101.1. **ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.**

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## **Resolutions**

### **130736 [Transfer of Administrative Jurisdiction - Pier 27]**

**Sponsor:** Farrell

Resolution to facilitate a lease-back for Certificates of Participation by authorizing transfers of administrative jurisdiction over Pier 27 from the Port Commission to the General Services Agency, Real Estate Division, and from the City back to the Port Commission, upon full payment of debt; approving a Memorandum of Understanding between the Port Commission and the City Controller regarding obligations arising from the Certificates of Participation; incorporating findings under the California Environmental Quality Act by reference; and adopting findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **130737 [Memoranda of Agreements - Treasure Island Development Authority and Yerba Buena Island Ramps Project]**

**Sponsor:** Mayor

Resolution approving two Memoranda of Agreements between the City, acting through the Treasure Island Development Authority and the San Francisco County Transportation Authority: 1) for right of way services and the completion of engineering and design work, and 2) to complete the construction phases of the Yerba Buena Island Ramps Project; authorizing the acceptance and subsequent transfer of real estate interests for the Yerba Buena Island Ramps Project; and making environmental review findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **130743 [Agreement - Alstom Transportation, Inc. - Vendor Managed Inventory Services - Not to Exceed \$39,158,000]**

**Sponsor:** Wiener

Resolution authorizing the Director of Transportation of the Municipal Transportation Agency to execute the Agreement with Alstom Transportation, Inc. for vendor managed inventory services to provide rail parts and supplies for an initial term of two years with an option to extend the term for up to three additional years, at the Director of Transportation's sole discretion, for a total contract amount not to exceed \$39,158,000. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **130745 [Ground Lease - 1100 Ocean Avenue, L.P. - Affordable Housing]**

**Sponsor:** Yee

Resolution approving and authorizing the Mayor's Office of Housing as Successor Housing Agency to the Redevelopment Agency to enter into a 99 year ground lease totaling \$43,065,000, with 1100 Ocean Avenue, L.P., a California limited partnership, for the development and operation of affordable housing on certain real property located at 1100 Ocean Avenue; and making findings that the ground lease is in conformance with the California Environmental Quality Act, the General Plan, and the priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**130746 [Emergency Preparedness Grants - 2013]**

**Sponsor:** Mayor

Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining state and federal financial assistance under various grant programs, including: the FY2013 Urban Areas Security Initiative Grant, the FY2013 State Homeland Security Grant Program, the FY2013 Emergency Management Performance Grant, the 2013 California Volunteers Grant Program, and the 2013 Local Government Oil Spill Contingency Plan Grant Program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**130747 [Supporting Octavia Boulevard Special Fund Programming - Proposition I Ancillary Projects]**

**Sponsors:** Breed; Wiener

Resolution supporting the programming of \$7,300,000 of funding from the Octavia Boulevard Special Fund for Proposition I Ancillary Projects. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**130748 [Greater Transparency for the Kaiser Healthcare Rate Increase]**

**Sponsors:** Farrell; Avalos, Breed, Campos, Chiu, Cohen, Kim, Mar, Tang, Wiener and Yee

Resolution urging Kaiser to immediately begin negotiating with the Health Service System toward a fair and transparent pricing model that provides fee schedule transparency and requesting the Health Service System to report back to the Board of Supervisors on the progress of negotiations. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**130754 [Accept and Expend Grant - OneBayArea Grant Program - \$17,026,221]**

**Sponsor:** Mayor

Resolution authorizing the filing of an application for funding assigned to the Metropolitan Transportation Commission (MTC); committing any necessary matching funds; stating assurance to complete the projects; and authorizing the Department of Public Works to accept and expend \$17,026,221 in OneBayArea Grant Program funds awarded through the MTC. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Motions**

**130668 [Committee of the Whole - Special Assessment of Liens for Assessment of Cost]**

Motion directing the Board of Supervisors to hold a public hearing on July 30, 2013, at 3:00 p.m. with the Board sitting as a Committee of the Whole, to consider adopting a Resolution confirming Report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and Section 110A - Tables 1A-K and 1A-G, of the San Francisco Building Code, submitted by the Director of the Department of Building Inspection for services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 130753 [Authorizing Preparation of Proponent/Opponent Ballot Arguments and Rebuttal Ballot Arguments for Submittal to the Voters at the November 5, 2013, Consolidated General Municipal Election]**  
Motion authorizing preparation of written Proponent and Opponent ballot arguments and rebuttal ballot arguments for submittal to the voters at the November 5, 2013, Consolidated General Municipal Election. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Request for Hearings**

- 130635 [Public Hearing - Top of Broadway Community Benefit District]**  
**Sponsor:** Chiu  
Public hearing pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code §§ 36600 et seq.) and City and County of San Francisco Business and Tax Regulations Code Article 15, to consider establishment of a property-based assessment district to be known as the Top of Broadway Community Benefit District. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 7/23/13.
- 130637 [Public Hearing - Central Market Community Benefit District]**  
**Sponsor:** Kim  
Public hearing pursuant to the California Property and Business Improvement District Law of 1994 (Streets and Highways Code §§ 36600 et seq.) and City and County of San Francisco Business and Tax Regulations Code Article 15, to consider renewal and expansion of a property-based assessment district to be known as the Central Market Community Benefit District. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 7/23/13.
- 130749 [Hearing - Loss of Accreditation of the City College of San Francisco Update]**  
**Sponsors:** Avalos; Campos and Cohen  
Hearing to address the importance of City College as an academic institution and resource for San Francisco's diverse communities and local economy; and discuss the potential impact of the Accrediting Commission and what public officials, including the Mayor, are doing to protect the college and safeguard vital programs, assets, and overall accreditation. TRANSFERRED to Government Audit and Oversight Committee.
- 130750 [Hearing - Geary Underpass Filling]**  
**Sponsors:** Breed; Mar  
Hearing involving the Municipal Transportation Agency, Transportation Authority, Planning Department, Department of Public Works, Public Utilities Commission, and Recreation and Park Department to begin planning the filling of the Geary underpass between Webster and Steiner and the corresponding reunification of the Japantown and Western Addition/Fillmore communities, and all other aesthetic, transportation, infrastructure, and community opportunities and challenges therein, including the possibility of coordinating efforts with the Central Subway Project and/or Geary Bus Rapid Transit. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130751 [Hearing - Mission Promise Neighborhood Implementation]**  
**Sponsor:** Kim  
Hearing on the progress to date of the implementation of Mission Promise Neighborhood, the five year neighborhood initiative to improve education and create family economic stability for Mission District families, including request for information from the San Francisco Unified School District, the Mission Economic Development Agency, and the Office of Economic and Workforce Development. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

- 130752 [Hearing - Food Security in San Francisco]**  
Sponsors: Mar; Kim and Cohen  
Hearing to review the Tenderloin Hunger Task Force assessment of need for the Tenderloin, and the Food Security Task Force's Annual Report. RECEIVED AND ASSIGNED to Rules Committee.

### **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED RESOLUTIONS**

- 130567 [Settlement of Unlitigated Claims - 300 Spear Realty Venture LLC]**  
Resolution approving the settlement of the unlitigated claim in favor of 300 Spear Realty Venture LLC against the City and County of San Francisco; and the unlitigated claim in favor of the City and County of San Francisco against 300 Spear Realty Venture LLC. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130671 [Airport Concession Lease - Skyline Concessions, Inc. - \$192,000 Minimum Annual Guarantee]**  
Resolution approving the Boarding Area E Newsstand Lease, a Small Business Enterprise Set-Aside, between Skyline Concessions, Inc., and the City and County of San Francisco, acting by and through its Airport Commission for a seven year term with a minimum annual guarantee of \$192,000. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130701 [Real Property Lease Renewal - 3801-3rd Street, Suite 400 - Bayview Plaza, LLC, - \$38,545 Monthly]**  
Resolution authorizing retroactively the renewal lease for approximately 14,825 square feet of space at 3801-3rd Street, Suite 400, San Francisco, with Bayview Plaza, LLC, as Landlord, for use by the Department of Public Health at the monthly cost of \$38,545 for the period of July 1, 2013, through June 30, 2018. (Real Estate Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130702 [Lease Amendment - Gleneagles Golf Partners, LP]**  
Resolution authorizing the Recreation and Park Department General Manager to enter into a first lease amendment with Gleneagles Golf Partners, LP, for the operation of the Gleneagles Golf Course in McLaren Park. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130703 [Sale of Easement - Public Utilities Commission to Pacific Gas and Electric Company - Watershed Lands Near the Caltrans I-280 Crystal Springs Rest Stop - Unincorporated San Mateo County - \$15,400]**  
Resolution approving and authorizing the sale of an easement on the City and County of San Francisco's property, consisting of approximately 23,000 square feet of watershed lands in unincorporated San Mateo County near the Caltrans I-280 Crystal Springs Rest Stop (the Easement Area or Crystal Springs Station) by the San Francisco Public Utilities Commission, for the price of \$15,400; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the General Plan and eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130704 [Agreement - Alliant Insurance Services, Inc. - Brokerage Services - Not to Exceed \$22,000,000]**  
Resolution authorizing the Director of the Risk Management Division of the Office of the City Administrator to execute a brokerage and risk management consulting services agreement with Alliant Insurance Services, Inc. for a not to exceed value of \$22,000,000 with a term of up to two years, two months, pursuant to Charter Section 9.118. (City Administrator). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130705 [Settlement of Unlitigated Claims - Donald Wiggam - \$125,000]**  
Resolution approving the settlement of the unlitigated claims filed by Donald Wiggam against the City and County of San Francisco for \$125,000; claims were filed on October 22, 2011, August 9, 2012, and March 26, 2013. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.



**Clerk to Act – July 16, 2013**

**Board Meeting Minutes for June 11, 2013 approved.**

*There were no Clerk to Act requests submitted at the July 16, 2013 Board Meeting.*

**In Memoriams**

Otto Tamaoaiga James Brown – Supervisors John Avalos and Malia Cohen  
Jazzie Collins – Supervisors Jane Kim, David Campos, David Chiu, and John Avalos

Khin Win Min – Supervisor Jane Kim

Lina Zhao Lim – Supervisor Jane Kim

Toshi H. Sasaki – Supervisor Eric Mar

Eric Ohena Lembembe – Supervisor Wiener



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, July 23, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

- 130762 [Memorandum of Understanding, Amendment No. 5 - San Francisco Police Officers' Association (Units P-1 & P-2A)]  
Sponsor: Mayor  
Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Units P-1 & P-2A) by implementing specified terms and conditions of employment for FYs 2013-2014, 2014-2015, 2015-2016, 2016-2017, and 2017-2018. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130763 [Memorandum of Understanding, Amendment No. 5 - San Francisco Police Officers' Association (Unit P-2B)]  
Sponsor: Mayor  
Ordinance adopting and implementing Amendment No. 5 to the 2007-2015 Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (Unit P-2B) by implementing specified terms and conditions of employment for FYs 2013-2014, 2014-2015, 2015-2016, 2016-2017, and 2017-2018. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130764 [Administrative Code - Due Process on Immigration Detainers]  
Sponsors: Avalos; Breed, Campos, Chiu, Cohen, Kim, Mar and Yee  
Ordinance amending the Administrative Code, by adding Chapter 12I, to prohibit law enforcement officials from detaining individuals on the basis of an immigration detainer after they become eligible for release from custody. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.
- 130765 [Health Code - Alternate Water Sources for Non-Potable Applications]  
Sponsors: Chiu; Mar  
Ordinance amending the Health Code to establish permitting requirements for two or more parcels that share the use of alternate water sources for non-potable applications; setting permit fees; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

**130766 [Park Code - Hours of Operation for City Parks]**

**Sponsors:** Wiener, Farrell

Ordinance amending the Park Code to establish hours of operation for City parks from 5:00 a.m. to midnight, with certain exceptions; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

**Resolutions**

**130756 [Major Street Encroachment - Chinese Hospital - 835 Jackson Street]**

**Sponsor:** Chiu

Resolution granting revocable permission to the Chinese Hospital to occupy a portion of the public right-of-way to construct, install, and maintain the following infrastructure improvements: one 5,000 gallon fuel oil storage tank and four PG&E transformer vaults at the Jackson Street frontage, a new 10" sewer line, under the sidewalk and parallel to the property line, two 6,000 gallon sewer holding tanks, one new rain water storage tank, with its location to be determined by Public Utilities Commission, and two pump station vaults at the James Place frontage, for hospital operations at 835 Jackson Street (Assessor's Block No. 0192, Lot No. 041), conditioned upon the payment of an annual assessment fee of \$1,913; and making environmental findings, findings of consistency with the General Plan, and the priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**130767 [Comprehensive Bicycle Theft Prevention and Recovery Policy]**

**Sponsors:** Mar, Breed, Campos and Chiu

Resolution urging for the creation of a comprehensive bicycle theft prevention and recovery policy for the Municipal Transportation Agency to develop and quickly implement short and medium term strategies to greatly expand bicycle parking in San Francisco; and for the Police Department to standardize best practices and implement a voluntary bicycle registration program. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

**130768 [Cayuga Park Day - August 17, 2013]**

**Sponsor:** Avalos

Resolution recognizing the grand reopening of Cayuga Park, commending the Recreation and Park Department, Department of Public Works, Arts Commission, Cayuga Improvement Association, and the entire project team for their hard work and commitment to San Francisco's parks and its residents, and declaring August 17, 2013, as Cayuga Park Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 130769 [Multifamily Housing Revenue Bonds - Western Park Apartments - 1280 Laguna Street - Not to Exceed \$35,000,000]**  
**Sponsor:** Breed  
Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$35,000,000 for Western Park Apartments, 1280 Laguna Street, San Francisco, California 94115; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$35,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130770 [Endorsing the 2013 Annual Language Access Ordinance Compliance Report]**  
**Sponsors:** Mar; Chiu  
Resolution endorsing "Advancing Language Access in San Francisco: Language Access Ordinance Annual Compliance Summary Report, March 2013," issued by the Office of Civic Engagement and Immigrant Affairs. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130771 [Cabrillo Playground Day - August 3, 2013]**  
**Sponsor:** Mar  
Resolution declaring August 3, 2013, Cabrillo Playground Day and celebrating the grand opening of the new Cabrillo Playground and Clubhouse in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Requests for Hearing**

- 130669 [Hearing - Special Assessment of Liens for Assessment of Cost]**  
Hearing of persons interested in or objecting to the proposed Resolution confirming report of Delinquent Charges for Code Enforcement cases with delinquent assessment of costs, and fees pursuant to the provisions of Building Code, Sections 102A.3, 102A.4, 102A.6, 102A.12, 102A.16, 102A.17, 102A.18, 102A.19, 102A.20 et seq., 103A.3.3, 108A, and 110A - Tables 1A-K and 1A-G, submitted by the Director of the Department of Building Inspection for Services rendered by said Department of costs thereof having accrued pursuant to code violations referenced above. (Clerk of the Board). SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 7/30/13.

- 130772 [Hearing - Update on Bay Area Rapid Transit Labor Negotiations and the City's Preparedness for a Potential Strike]**  
**Sponsors:** Avalos; Campos, Breed and Mar  
Hearing to review the status of labor negotiations at the Bay Area Rapid Transit (BART) and the prospects for a protracted strike, including the City's level of preparedness and the potential economic and environmental impacts; to consider the track record of BART management's Chief Negotiator, Thomas P. Hock, of Veolia, Transportation, Inc., and the pattern of their past negotiations resulting in strikes and complaints to the National Labor Relations Board; and the potential involvement by officials from the four counties BART serves to help produce an expedited settlement. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130773 [Hearing - Tour Bus Regulations]**  
**Sponsor:** Mar  
Hearing on regulations regarding tour buses' routes, frequencies, and safety measures. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

### **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED RESOLUTIONS**

- 130729 [Agreement - County CalWIN Consortium - \$53,019,909]**  
Resolution retroactively amending the membership of the 18 County CalWIN Consortium and authorizing the Director of the Human Services Agency to expand the expenditure authority from \$42,530,138 for an additional amount of \$10,489,771 the project budget including this extension is totaling to \$53,019,909 from July 1, 2013, through August 1, 2015. (Human Services Agency). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130730 [Agreement - In-Home Supportive Services Consortium - \$87,321,540]**  
Resolution retroactively approving the contract between the City and the In-Home Supportive Services (IHSS) Consortium of San Francisco for the provision of IHSS for the period of July 1, 2013, to June 30, 2017, in the amount of \$87,321,540. (Human Services Agency). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130731 [Settlement of Claim - Jeanine Dubois - \$45,000]**  
Resolution approving the settlement of the unlitigated claim filed by Jeanine Dubois against the City and County of San Francisco for \$45,000; claim was filed on June 30, 2008. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130732 [Real Property Lease - Port Commission - 295 Terry Francois - Seven Percent of Gross or \$10,011.81 Monthly]**  
Resolution approving Port Commission Lease No. L-15255 for restaurant space located at 295 Terry Francois Boulevard in the Central Waterfront with a 180 month term with one 60 month term extension option for initial monthly rent of the greater amount of either seven percent of all gross revenue or \$10,011.81. (Port). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – July 23, 2013**

**Board Meeting Minutes for June 18, 2013 approved.**

*There were no Clerk to Act requests submitted at the July 23, 2013 Board Meeting.*

**In Memoriams**

Nicolas Javier Solis – Board President David Chiu

Beverly Joan Hubbard Adams – Supervisors Malia Cohen and John Avalos





## Board of Supervisors



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### Legislation Introduced at Roll Call

Tuesday, July 30, 2013

#### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

#### Ordinances

130041 [Planning Code - Conversion, Demolition, Merger, and Conformity of Residential Uses]

Sponsor: Avalos

Ordinance amending Planning Code, Section 317, and various other sections, and repealing Sections 790.84, 790.86, 890.84, and 890.86, to revise the criteria for the residential demolition, conversion, and merger; standardize definitions of residential demolition, conversion, and merger across various use districts; permit the enlargement or alteration of dwelling units which are nonconforming as to density in districts where dwelling units are principally permitted if there is no increase in nonconformity of height, bulk, or required rear yards or setbacks; permit alterations to nonconforming uses or noncomplying structures to comply with disabled access requirements or to provide secure bicycle parking; establish a strong presumption in favor of preserving dwelling units in enforcement of requirements for nonconforming uses, structures, and lots; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan and the Priority Policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

130780 [Taxable Property and Establishing Pass-Through Rate - FY2013-2014]

Sponsor: Mayor

Ordinance providing revenue and levying property taxes at a combined rate of \$1.1885 on each \$100 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District, and establishing a pass-through rate of \$0.0880 per \$100 of assessed value for residential tenants pursuant to Administrative Code, Chapter 37, for the fiscal year ending June 30, 2014. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

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- 130781 [Administrative Code - Special Tax Financing Law]**  
**Sponsors:** Mayor; Tang and Wiener  
 Ordinance to amend the Administrative Code Special Tax Financing Law, constituting Article 43.10, to authorize financing by special tax districts of work deemed necessary to bring buildings or real property, including privately owned buildings or real property, into compliance with seismic safety standards or regulations, and related technical amendments and to establish certain procedures by which the City can make changes to a special tax district. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130782 [Building, Housing Codes - Mandatory Seismic Retrofit Program]**  
**Sponsors:** Mayor; Chiu, Wiener, Yee, Tang, Farrell, Breed, Mar and Cohen  
 Ordinance amending the Building Code to modify some of the evaluation and retrofit criteria for the Mandatory Earthquake Retrofit Program and add seismic members to the Board of Examiners; amending the Housing Code to require a Report of Residential Building Record (3R Report) to include information on whether a building is included in the program and whether the required upgrade has been completed; adopting environmental findings and findings of local conditions under the California Health and Safety Code. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130783 [Planning Code - Enlargement, Alteration, or Reconstruction]**  
**Sponsor:** Avalos  
 Ordinance amending the Planning Code to permit the enlargement, alteration, or reconstruction of a dwelling or other housing structure that exceeds the permitted density of the district if dwelling units are principally permitted in the district and the enlargement, alteration, or reconstruction does not extend beyond the building envelope as it existed on January 1, 2013; making environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130784 [Business and Tax Regulations Code - Administrative Changes]**  
**Sponsor:** Chiu  
 Ordinance amending the Business and Tax Regulations Code by amending the Common Administrative Provisions to require monthly installment payments rather than pre-payments of hotel and parking taxes, eliminate the requirement for annual parking tax bond renewal, provide a due date for business registration fees, exclude penalties from the calculation of interest on tax determinations, add a substantial underreporting penalty for failure to file a return when the tax liability exceeds \$5,000 and change the penalty for failure to register or update a registration, making misstatements in registration, failure to allow inspection of or to produce records, and failure to file a return; amending the Tax on Occupancy of Parking Space in Parking Stations to eliminate the pre-payment Revenue Control Equipment certification; amending Business Registration provisions to require a copy of the business registration certificate rather than a business tax registration tag be displayed on company vehicles, and to eliminate the Tax Collector's authority to suspend a business registration certificate; amending the Payroll Expense Tax Ordinance to provide that interest applies to unpaid penalties but not unpaid fees and interest, and to change the date that the Office of Economic and Workforce Development must provide the Tax Collector a list of persons eligible to claim the Central Market Street and Tenderloin Area Payroll Expense Tax Exclusion; and amending Parking Stations, Revenue Control Equipment, to specify the date the Revenue Control Equipment Compliance Fee is due. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

- 130785 [Administrative Code - Family Friendly Workplace Ordinance]**  
**Sponsors:** Chiu; Cohen, Mar, Campos, Yee, Breed and Avalos  
 Ordinance amending the Administrative Code to allow San Francisco-based employees to request flexible or predictable working arrangements to assist with care giving responsibilities, subject to the employer's right to deny a request based on business reasons; to prohibit adverse employment actions based on caregiver status; to prohibit interference with rights or retaliation against employees for exercising rights under the Ordinance; to require employers to post a notice informing employees of their rights under the Ordinance; to require employers to maintain records regarding compliance with the Ordinance; to authorize enforcement by the Office of Labor Standards Enforcement including the imposition of remedies and penalties for a violation and an appeal process for an employer to an independent hearing officer; to authorize waiver of the provisions of the Ordinance in a collective bargaining agreement; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130786 [Fire Code - Repealing, Replacing, and Amending]**  
**Sponsors:** Chiu; Farrell  
 Ordinance repealing the current Fire Code in its entirety and replacing that code with a new 2013 Fire Code consisting of the 2013 California Fire Code and portions of the 2012 International Fire Code, together with San Francisco amendments, with an operative date of January 1, 2014; amending the current Fire Code, Section 511.2, to exempt any building that is covered by Section 511.2 and is equipped with a fire service access elevator pursuant to California Building Code, Section 3007, from the requirement to install an air replenishment system, with an operative date of 30 days after enactment; adopting findings of local conditions pursuant to California Health and Safety Code, Section 17958.7; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130787 [Administrative Code - Timelines and Procedures for Releasing Open Data]**  
**Sponsor:** Farrell  
 Ordinance amending the Administrative Code to modify open data standards and set deadlines for releasing open data. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 130788 [Planning Code - Expanding Formula Retail Controls]**  
**Sponsor:** Mar  
 Ordinance amending the Planning Code to expand the definition of formula retail to include businesses that have eleven or more outlets worldwide, and to include businesses 50% or more owned by formula retail businesses; to expand the applicability of formula retail controls to other types of retail uses; to expand the notification procedures for formula retail applications; to require an economic impact report as part of the formula retail conditional use application; and making environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130789 [Health Code - Licensing and Regulation of Massage Establishments and Practitioners]**  
**Sponsors:** Tang; Chiu  
 Ordinance amending the Health Code to require massage practitioners licensed by San Francisco to wear photo identification cards when working; deny Massage Establishment permits to applicants convicted of specified crimes; to provide an appeal process for persons denied a Massage Establishment permit; to establish health and safety requirements for all Massage Establishments; to establish penalties for violations of Article 29 governing Massage Practitioners and Massage Establishments; to require notice of violations be sent to the owner(s) of property where Massage Establishments are located; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.

- 130790 [Business and Tax Regulations, Planning, and Police Codes - Residential Properties]**  
**Sponsor:** Wiener  
Ordinance amending the Business and Tax Regulations, Planning, and Police Codes to change the limits of Parking Tax Occupancy Simplification for residential properties by increasing, from five to 10, the number of parking spaces residential buildings may rent to non-residents and increasing the gross revenue they may earn from rent from \$4,000 to \$12,000 per quarter and from \$15,000 to \$40,000 annually; and making environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

## **Resolutions**

- 130791 [Supporting the Accessible Parking Policy Advisory Committee to Increase Access to Parking for People with Disabilities]**  
**Sponsor:** Chiu  
Resolution supporting the Accessible Parking Policy Advisory Committee recommendations to increase access to parking for people with disabilities and reduce disabled parking placard misuse. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130794 [Disposition and Development Agreement - Golub Real Estate/Mercy Housing - 280 Beale Street - \$30,000,000]**  
**Sponsor:** Kim  
Resolution retroactively approving and authorizing the Office of Community Investment and Infrastructure, as Successor Agency to the San Francisco Redevelopment Agency, to enter into a disposition and development agreement for the sale and development of land located at 280 Beale Street, Assessor's Parcel No. 3738-004, commonly known as Transbay Block 6, with Golub Real Estate Corporation, an Illinois corporation, and Mercy Housing California, a California non-profit public benefit corporation beginning April 16, 2013. RECEIVED AND ASSIGNED to Board of Supervisors on 9/17/13.

## **Requests for Hearing**

- 130795 [Hearing - Economic Impact of City College of San Francisco]**  
**Sponsors:** Mar; Avalos and Campos  
Hearing on the Economic Impact of City College of San Francisco. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130796 [Hearing - Double Parking in San Francisco]**  
**Sponsor:** Wiener  
Hearing directed to the San Francisco Municipal Transportation Agency to report on the status of double parking; the City's policy on double parking; details on how double parking impacts traffic, Muni, and bikes; explaining current enforcement policies; and to report on citation statistics for double parking frequency, concentration, and the number of citations issued. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCES**

**130695 [Settlement of Lawsuit - Larry Jacobs - \$175,000]**

Ordinance authorizing settlement of the lawsuit filed by Larry Jacobs against the City and County of San Francisco for \$175,000; the lawsuit was filed on January 27, 2011, in the California Superior Court, San Francisco Branch, Case No. CGC-11-507691, entitled Larry Jacobs v. City and County of San Francisco. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

**130696 [Settlement of Lawsuit - Jessica Orozco - \$50,000]**

Ordinance authorizing settlement of the lawsuit filed by Jessica Orozco against the City and County of San Francisco for \$50,000; the lawsuit was filed on March 13, 2012, in San Francisco Superior Court, Case No. CGC-12-519124; entitled Jessica Orozco v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

**130697 [Settlement of Lawsuit - Andrew Melomet - \$40,000]**

Ordinance authorizing settlement of the lawsuit filed by Andrew Melomet against the City and County of San Francisco for \$40,000; the lawsuit was filed on February 2, 2012, in California Superior Court, San Francisco Branch, Case No. CGC-12-518471, entitled Andrew Melomet v. City and County of San Francisco Human Services Agency; said lawsuit was removed to United States District Court for the Northern District of California, Case No. C 12-03101 EDL. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

**130757 [Settlement of Lawsuit - Joseph P. CuvIELLO, Deniz Bolbol, and Alex Felsing - \$180,000]**

Ordinance authorizing settlement of the lawsuit filed by Joseph P. CuvIELLO, Deniz Bolbol, and Alex Felsing against the City and County of San Francisco for \$180,000 in the United States District Court for the Northern District of California, Case No. CV-12-3034-EMC; entitled CuvIELLO et al. v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

**130758 [Settlement of Lawsuit - Ana Pichardo - \$50,000]**

Ordinance authorizing settlement of the lawsuit filed by Ana Pichardo against the City and County of San Francisco for \$50,000; the lawsuit was filed on May 9, 2012, in United States District Court, Case No. C12-4042; entitled Ana Pichardo v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

**130759 [Settlement of Lawsuit - Bank of America N.A. - \$975,000]**

Ordinance authorizing settlement of the lawsuit filed by Bank of America N.A. against the City and County of San Francisco for \$975,000; the lawsuit was filed on September 9, 2010, in San Francisco Superior Court, Case No. CGC-10-503389; entitled Bank of America N.A. v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

## PROPOSED RESOLUTION

**130755 [Settlement of Claim - Beth Mondry - \$175,000]**

Resolution approving the proposed settlement of claim filed by Beth Mondry against the City and County of San Francisco for \$175,000; claim was filed on November 13, 2012. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

**Clerk to Act – July 30, 2013**

**Board Meeting Minutes for June 25, 2013 approved.**

*There were no Clerk to Act requests submitted at the July 30, 2013 Board Meeting.*

**In Memoriam**

Alice Ross Carey – Supervisor David Campos





# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
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## Legislation Introduced at Roll Call

Tuesday, September 3, 2013

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### Introduced by a Supervisor or the Mayor

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### Ordinances

#### **130780 [Setting Property Tax Rate and Establishing Pass-Through Rate for Residential Tenants - FY2013-2014]**

**Sponsor:** Mayor

Ordinance providing revenue and levying property taxes at a combined rate of \$1.1880 on each \$100 valuation of taxable property for the City and County of San Francisco, San Francisco Unified School District, San Francisco Community College District, Bay Area Rapid Transit District, and Bay Area Air Quality Management District, and establishing a pass-through rate of \$0.0880 per \$100 of assessed value for residential tenants pursuant to Administrative Code, Chapter 37, for the fiscal year ending June 30, 2014. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

#### **130784 [Business and Tax Regulations Code - Miscellaneous Changes]**

**Sponsor:** Chiu

Ordinance amending the Business and Tax Regulations Code by, among other things: 1) (Common Administrative Provisions) requiring monthly installment payments rather than prepayments of hotel and parking taxes, eliminating the annual parking tax bond renewal requirement; providing a due date for business registration fees, excluding penalties from calculation of interest on tax determinations, adding an underreporting penalty for failure to file a return when tax liability exceeds \$5,000 changing the penalty for failure to register or update a registration, making misstatements in a registration, failure to allow inspection or production of records, and failure to file a return; 2) (Tax on Occupancy of Parking Space in Parking Stations) eliminating the prepayment Revenue Control Equipment certification; 3) (Business Registration Provisions) requiring a copy of the business registration certificate rather than a business tax registration tag be displayed on company vehicles, eliminating the Tax Collector's authority to suspend a business registration certificate; 4) (Payroll Expense Tax Ordinance) providing that interest applies to unpaid penalties but not unpaid fees and interest, changing the date that the Office of Economic and Workforce Development must provide the Tax Collector a list of persons eligible to claim the Central Market Street and Tenderloin Area Payroll Expense Tax Exclusion; and, 5) (Parking Stations, Revenue Control Equipment) specifying the date the Revenue Control Equipment Compliance Fee is due. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

- 130822 [Administrative Code - Mayor's Fund for the Homeless]**  
**Sponsors:** Mayor, Farrell, Kim and Campos  
Ordinance amending the Administrative Code to transfer administration of the Mayor's Fund for the Homeless from the Director of the Human Services Agency to the Director of the Mayor's Office of Housing Opportunities, Partnerships and Engagement (HOPE). ASSIGNED UNDER 30 DAY RULE to Rules Committee.

## **Resolutions**

- 130602 [Board Response - Civil Grand Jury Report - "Are the Wheels Moving Forward? A Follow-Up to the 2009-2010 Civil Grand Jury Report Sharing the Roadway: From Confrontation to Conversation"]**  
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2012-2013 Civil Grand Jury Report entitled "Are the Wheels Moving Forward? A Follow-Up to the 2009-2010 Civil Grand Jury Report Sharing the Roadway: From Confrontation to Conversation" and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130604 [Board Response - Civil Grand Jury Report - "Optimizing the Use of Publicly-Owned Real Estate: Achieving Transparency, Momentum, and Accountability"]**  
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2012-2013 Civil Grand Jury Report entitled "Optimizing the Use of Publicly-Owned Real Estate: Achieving Transparency, Momentum, and Accountability" and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130608 [Board Response - Civil Grand Jury Report - "Log Cabin Ranch: Planning for the Future, a Continuity Report"]**  
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2012-2013 Civil Grand Jury Report entitled "Log Cabin Ranch: Planning for the Future, a Continuity Report" and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130610 [Board Response - Civil Grand Jury Report - "Use of Nonprofit Community-Based Organizations: Measuring Outcomes"]**  
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2012-2013 Civil Grand Jury Report entitled "Use of Nonprofit Community-Based Organizations: Measuring Outcomes" and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 130687 [Board Response - Civil Grand Jury Report - "Building a Better Future at the Department of Building Inspection"]**  
Resolution responding to the Presiding Judge of the Superior Court on the findings and recommendations contained in the 2012-2013 Civil Grand Jury Report entitled "Building a Better Future at the Department of Building Inspection" and urging the Mayor to cause the implementation of accepted findings and recommendations through his department heads and through the development of the annual budget. (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130825 [Apply for, Accept, and Expend Fund - Transportation Security Administration - Other Transaction Agreement - Not to Exceed \$59,429,406]**  
**Sponsor:** Mayor  
Resolution approving the Airport Commission's negotiation and execution of an Other Transaction Agreement with the Transportation Security Administration for the Terminal 1 Checked Baggage Inspection System Modernization Program in an amount not to exceed \$59,429,406.00 and approving the acceptance and expenditure of federal funds. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130826 [Accept and Expend Grant - McLaren Park Connector Trail Project - \$186,746]**  
**Sponsor:** Avalos  
Resolution authorizing the Recreation and Park Department to accept and expend a Land and Water Conservation Fund Grant from the California Department of Parks and Recreation in the amount of \$186,746 for the McLaren Park Connector Trail Project for the period of September 16, 2011, through June 30, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130827 [Issuance of Tax-Exempt Obligation - The Hamlin School - Not to Exceed \$22,000,000]**  
**Sponsor:** Farrell  
Resolution approving in accordance with Internal Revenue Code, Section 147(f), of the the issuance of a tax-exempt revenue obligation by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$22,000,000 to refinance various capital facilities owned and operated by The Hamlin School. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130828 [Enterprise Zone Targeted Employment Area]**  
**Sponsor:** Mayor  
Resolution approving the boundaries of the City and County of San Francisco Enterprise Zone Targeted Employment Area. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130829 [Urging the Public Utilities Commission to Set Not-to-Exceed Rates for CleanPowerSF Without Any Further Delay]**  
**Sponsors:** Breed; Avalos, Mar and Campos  
Resolution reiterating the Board of Supervisor's support for CleanPowerSF, citing the Board's role as the preeminent policymaking body in San Francisco, urging the Public Utilities Commission to set not-to-exceed rates for CleanPowerSF without any further delay, and promising further action if the Public Utilities Commission fails to set rates. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 130830 [Deferred Action for Childhood Arrivals Day - September 4, 2013]**  
**Sponsors:** Campos; Chiu  
Resolution commending the Dream SF Deferred Action Grant Program and declaring September 4, 2013, as Deferred Action for Childhood Arrivals (DACA) Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Motion**

- 130792 [Committee of the Whole - Disposition and Development Agreement - Transbay Block 6 - September 17, 2013]**  
**Sponsor:** Kim  
Motion scheduling the Board to sit as a Committee of the Whole on September 17, 2013, at 3 p.m., to hold a public hearing of the proposal of the Successor Agency to the San Francisco Redevelopment Agency to enter into a Disposition and Development Agreement for the sale and development of land located at the corner of First and Folsom Streets, Assessor's Parcel No. 3738-004, commonly known as Transbay Block 6, with Golub Real Estate Corporation, a Illinois corporation, and Mercy Housing California, a California non-profit public benefit corporation, consistent with the provisions of the California Community Redevelopment Law, Section 33433. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Requests for Hearing**

- 130601 [Hearing - Civil Grand Jury Report - "Are the Wheels Moving Forward? A Follow-Up to the 2009-2010 Civil Grand Jury Report Sharing the Roadway: From Confrontation to Conversation"]**  
Hearing on the recently published 2012-2013 Civil Grand Jury report entitled "Are the Wheels Moving Forward? A Follow-Up to the 2009-2010 Civil Grand Jury Report Sharing the Roadway: From Confrontation to Conversation." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130603 [Hearing - Civil Grand Jury Report - "Optimizing the Use of Publicly-Owned Real Estate: Achieving Transparency, Momentum, and Accountability"]**  
Hearing on the recently published 2012-2013 Civil Grand Jury report entitled "Optimizing the Use of Publicly-Owned Real Estate: Achieving Transparency, Momentum, and Accountability." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130605 [Hearing - Civil Grand Jury Report - "Golden Gate Park's Homeless Population: Are San Francisco's Policies Serving Us Well?"]**  
Hearing on the recently published 2012-2013 Civil Grand Jury report entitled "Golden Gate Park's Homeless Population: Are San Francisco's Policies Serving Us Well?" (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130607 [Hearing - Civil Grand Jury Report - "Log Cabin Ranch: Planning for the Future, A Continuity Report"]**  
Hearing on the recently published 2012-2013 Civil Grand Jury report entitled "Log Cabin Ranch: Planning for the Future, A Continuity Report." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

- 130609 [Hearing - Civil Grand Jury Report - "Use of Nonprofit Community-Based Organizations: Measuring Outcomes"]**  
Hearing on the recently published 2012-2013 Civil Grand Jury report entitled "Use of Nonprofit Community-Based Organizations: Measuring Outcomes." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130639 [Hearing - Civil Grand Jury Report - "Auditing the City Services Auditor: You Can Only Manage What Your Measure"]**  
Hearing on the recently published 2012-2013 Civil Grand Jury report entitled "Auditing the City Services Auditor: You Can Only Manage What Your Measure." (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130686 [Hearing - Civil Grand Jury Report - "Building a Better Future at the Department of Building Inspection"]**  
Hearing on the recently published 2012-2013 Civil Grand Jury report entitled "Building a Better Future at the Department of Building Inspection" (Clerk of the Board). RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 130831 [Hearing - Department of Environment Draft Report - Municipal Greenhouse Gas Emissions Report - FY2011-2012]**  
**Sponsor:** Avalos  
Hearing on the draft report by the Department of the Environment entitled "Municipal Greenhouse Gas Emissions Report FY2011-2012," and it shows that the City missed its goals of 20% greenhouse gas reductions set forth in Ordinance No. 81-08, the Department should be prepared to answer the following questions: 1) Whether there are specific reduction actions that have faced delays which have caused the City to fall short of the 20% reduction goal, and how and when can those actions be completed? 2) Of the 12 % in reductions that have occurred, what were the primary factors that contributed to this achievement? 3) What steps can the City, including the Board of Supervisors take to get us back on track to hit the 25% goal by 2017? and 4) This report only looks at greenhouse gas emissions for just government agencies, what goals are set for private sector greenhouse gas reductions, and can we expect information on that in the near future? RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130832 [Hearing - San Francisco HIV Health Reform Task Force]**  
**Sponsors:** Campos; Wiener  
Hearing on the San Francisco HIV Health Reform Task Force, and its recently released recommendations to help ensure the safe and secure transition of San Franciscan's living with HIV/AIDS into broader systems of care that become available because of the implementation of the Affordable Care Act, and to discuss the Task Force recommendations as well as the Department of Public Health's plan to implement those recommendations. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130833 [Hearing - Fiscal and Operational State of San Francisco Pride]**  
**Sponsor:** Campos  
Hearing on San Francisco Pride's fiscal and governance shortcomings as outlined in the 2010 memorandum from the Office of the Controller, steps taken to resolve said shortcomings and the current state of the San Francisco Pride organization. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

- 130834 [Hearing - Police Department Protocol for Investigating Cyclist and Pedestrian Fatalities and Serious Injuries Resulting from Traffic Collision]**  
**Sponsor:** Kim  
Hearing to have the Police Department present its standard protocol for reviewing, investigating, and reporting findings of fault in the event of a cyclist or pedestrian fatality or serious injury as the result of a traffic collision. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130835 [Hearing - Non-Profit Organizations Displacement]**  
**Sponsor:** Kim  
Hearing on the impact of the rapid rise of commercial rents and early termination of leases on non-profit organizations and discussion of potential solutions to stabilize and support non-profit organizations. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCES**

- 130799 [Administrative Code - Airport Capital Improvement Promotion and Event Fund]**  
Ordinance amending the Administrative Code, Section 10.100-18, to establish a special fund to receive donations and authorize expenditures for the purpose of holding events to promote the opening of major capital improvement projects at the San Francisco International Airport; and deleting obsolete provisions. (Airport Commission). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130803 [Settlement of Lawsuit - Lloyd O'Neil - \$185,000]**  
Ordinance authorizing the settlement of the lawsuit filed by Lloyd O'Neal against the City and County of San Francisco for \$185,000; the lawsuit was filed on September 29, 2011, in San Francisco Superior Court, Case No. CGC 11-514739; entitled Lloyd O'Neal v. City and County Of San Francisco. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130814 [Public Works Code - Control of Construction Site Runoff]**  
Ordinance amending the Public Works Code to protect water quality by controlling the discharge of sediment or other construction pollutants from construction sites and preventing erosion and sedimentation due to construction activities; and making environmental findings. (Public Utilities Commission). ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.



## **PROPOSED RESOLUTIONS**

- 130776 [Lease - Golden Gate Park Golf Foundation - \$225,000 Annual Base Rent]**  
Resolution authorizing the General Manager of the Recreation and Park Department to execute a five-year lease, with one two-year option to extend, with the Golden Gate Park Golf Foundation for the management and operation of the clubhouse and golfing operations at Golden Gate Park Golf Course with an annual base rent of \$225,000. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130777 [Lease - American Airlines, Inc. - \$4,355,869 Annually]**  
Resolution approving and authorizing the execution of Lease No. L13-0071 for a portion of the SuperBay Hangar and appurtenant land to be occupied by American Airlines, Inc., at Plot 40 at the San Francisco International Airport for \$4,355,869 annually for a term of three-years with two one-year options. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130778 [Lease Amendment - Multiple Companies - Rental Car Center Operations Lease Agreements]**  
Resolution approving Amendment No. 2 of the Rental Car Center Operations Lease Agreements with The Hertz Corporation, Avis Budget Car Rental, LLC, EAN-Northern California, LLC, DTG Operations, Inc., and Fox Rent A Car, Inc. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130779 [Lease - American Express Travel Related Services Company, Inc. - \$1,515,475.37 Monthly]**  
Resolution approving the Terminal 3 Common Use Club Lease between American Express Travel Related Services Company, Inc., and the City and County of San Francisco, acting by and through its Airport Commission for a ten-year term with an annual rent of \$1,515,475.37 for FY 2013-2014. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130797 [Agreement - Dominion Voting Systems, Inc. - Not to Exceed \$2,264,800]**  
Resolution approving an amendment to the existing contract with the City and Dominion Voting Systems, Inc., through the Department of Elections, for an amount not to exceed \$2,264,800 and to extend the term of the contract through December 10, 2016. (Elections Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130800 [Lease - Airport Concession Domestic Food and Beverage - Burger King Corporation/Gate 74, Inc. - \$72,720 Minimum Annual Guarantee]**  
Resolution approving Amendment No.1 to the Domestic Terminal Food and Beverage Lease No. 03-0189 between Burger King Corporation and the City and County of San Francisco, acting by and through its Airport Commission, for a term of ten-years with a minimum annual guarantee of \$72,720 and the assignment of Lease No. 03-0189 from Burger King Corporation to Gate 74, Inc. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130801 [Contract Amendment - Inmate Welfare Fund - In Excess of \$10,000,000]**  
Resolution authorizing the Sheriff's Department to retroactively amend the existing contract for inmate telephone services, which will result in an anticipated commission to the Inmate Welfare Fund of more than \$10,000,000 over a five-year period. (Sheriff). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130810 [Contract Amendment - Cornerstone Technology Partners, JV - \$22,820,000]**  
Resolution authorizing the Office of Contract Administration to enter into the Fourth Amendment between the City and Cornerstone Technology Partners, JV (part of the Technology Store procurement vehicle), in which the amendment shall increase the contract limit from \$12,490,000 to \$22,820,000 for the term ending December 31, 2013. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130811 [Contract Amendment - En Pointe Technology Sales, Inc. - \$64,810,000]**  
Resolution authorizing the Office of Contract Administration to enter into the Seventh Amendment between the City and En Pointe Technology Sales, Inc. ("En Pointe," part of the Technology Store procurement vehicle), in which the amendment shall increase the contract limit from \$54,640,000 to \$64,810,000 for the term ending December 31, 2013. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130812 [Contract Amendment - CCT Technologies, Inc., dba ComputerLand of Silicon Valley - \$43,850,000]**  
Resolution authorizing the Office of Contract Administration to enter into the Fifth Amendment between the City and CCT Technologies, Inc., dba ComputerLand of Silicon Valley (part of the Technology Store procurement vehicle), in which the amendment shall increase the contract limit from \$34,950,000 to \$43,850,000 for the term ending December 31, 2013. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130813 [Contract Amendment - Xtech - \$79,830,000]**  
Resolution authorizing the Office of Contract Administration to enter into the Seventh Amendment between the City and Xtech (part of the Technology Store procurement vehicle), in which the amendment shall increase the contract limit from \$68,380,000 to \$79,830,000 for the term ending December 31, 2013. (Office of Contract Administration). RECEIVED AND ASSIGNED to Budget and Finance Committee.



## **Clerk to Act – September 3, 2013**

**Special Meeting Minutes at the Budget and Finance Committee Meeting of the June 12, 2013, June 21, 2013, and June 27, 2013, approved. The Recessed Meeting Minutes at the Budget and Finance Committee Meeting of June 27, 2013, approved. The Board Meeting Minutes of July 9, 2013, July 16, 2013, July 23, 2013, and July 30, 2013, approved.**

### **Requests Granted**

From: Supervisor Avalos

To: City Attorney

Requesting/Inquiring: Requesting the City Attorney to determine the local impact of the Department of Justice's new policy to not intervene in states that have legalized marijuana and the effect on both San Francisco's medicinal cannabis dispensaries that are in good standing and on City departments that are affected.

From: Supervisor Avalos

To: Director, San Francisco Public Utilities Commission

Requesting/Inquiring: Requesting a response from the SFPUC Commission regarding CleanPowerSF program.

### **In Memoriam**

Ruth Asawa - Supervisors Chiu and Breed

Jose Julio Sarria, Absolute Empress I, The Widow Norton - Full Board of Supervisors



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, September 10, 2013

### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

- 5F  
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#13  
9/10/13
- 130860 [Appropriation - Parking Garage Revenue and Expenditures - Ellis-O'Farrell Parking Garage - \$10,007,943 - FY2013-2014]**  
**Sponsor:** Mayor  
Ordinance Appropriating \$10,007,943 of parking garage revenue and expenditures to the Municipal Transportation Agency consisting of \$6,238,757 for the 5th and Mission Parking Garage and \$3,769,186 for the Ellis-O'Farrell Parking Garage in order to support the Department's projected revenue and expenditure increases in FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130861 [Appropriation - Municipal Transportation Agency 2013 Series Revenue Bond Proceeds - Transportation Capital Projects and Equipment - \$165,000,000 - FY2013-2014]**  
**Sponsor:** Mayor  
Ordinance Appropriating \$165,000,000 of 2013 Series Revenue Bond proceeds to the Municipal Transportation Agency for Transit, Bicycle, Pedestrian, and Parking Garage Projects and Equipment in FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130862 [Planning Code - Supportive Housing for Homeless Veterans]**  
**Sponsor:** Campos  
Ordinance amending the Planning Code to allow an existing Tourist Hotel to rent rooms to homeless veterans for a period of time without abandoning the Tourist Hotel use classification; making environmental findings, and findings of consistency with the General Plan, and the Priority Policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

GOVERNMENT  
DOCUMENTS DEPT

SEP 13 2013

- 130863 [Eliminating Official Sidewalk Width - Renovation of Glen Canyon Park - Portion of Elk Street (Between Chenery and Sussex Streets)]**  
**Sponsor:** Wiener  
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" to eliminate the official sidewalk width on a portion of the westerly side of Elk Street between Chenery and Sussex Streets for the renovation of Glen Canyon Park; requiring the Recreation and Park Department to address relocation, modification, or both of facilities affected by the sidewalk width change; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130864 [Planning Code - Transfer of Child Care Facility Oversight to Office of Early Care and Education]**  
**Sponsor:** Yee  
Ordinance amending the Planning Code to transfer proposed child care facility oversight from the Department of Children, Youth and Their Families to the Office of Early Care and Education; and making environmental findings. ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Land Use and Economic Development Committee.

## **Resolutions**

- 130865 [Memorandum of Understanding - Urban Areas Security Initiative]**  
**Sponsor:** Mayor  
Resolution approving a Memorandum of Understanding (MOU) with the Cities of Oakland and San Jose and the Counties of Alameda, Contra Costa, Marin, Monterey, San Mateo, Santa Clara, and Sonoma that provides governance structures and procedures for application, allocation, and distribution of Federal Urban Areas Security Initiative (UASI) Grant Funds to the Bay Area Urban Area, as well as for other Federal grant funds to the Bay Area Urban Area as permitted under the MOU; and continues San Francisco as the primary grantee and fiscal agent for UASI grant funds to the Bay Area Urban Area, as well as for other Federal grant funds to the Bay Area Urban Area, as permitted under the MOU. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130866 [Revenue Bonds - Municipal Transportation Agency - Not to Exceed \$165,000,000]**  
**Sponsors:** Mayor; Farrell  
Resolution authorizing the sale, issuance, and execution of not to exceed \$165,000,000 aggregate principal amount of revenue bonds by the Municipal Transportation Agency to finance certain transportation related projects, approving the form of certain financing documents including the official statement, the bond purchase contract, the second supplement to indenture of trust, and continuing disclosure certificate; authorizing the taking of appropriate actions in connection therewith; and related matters approving the forms of documents relating thereto; approving the maximum interest thereon; finding that the authorization and issuance of revenue bonds by the agency is not a project under California Environmental Quality Act (CEQA), CEQA Guidelines, and San Francisco Administrative Code, Chapter 31; and related matters. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130867 [Multifamily Housing Revenue Note - Western Park Apartments - Not to Exceed \$30,000,000]**  
**Sponsor:** Breed  
 Resolution authorizing the execution, sale, and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$30,000,000 for the purpose of providing financing for the acquisition and rehabilitation of a 182-unit affordable multifamily senior residential rental housing project known as Western Park Apartments; approving the form of and authorizing the execution of a funding loan agreement and a borrower loan agreement; providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; granting general authority to City officials to take actions necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the note and the Project (as defined herein). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130868 [Supporting the City of Richmond's Local Principle Reduction Program]**  
**Sponsors:** Campos; Avalos, Mar and Cohen  
 Resolution recognizing the devastating effect of the foreclosure crisis on local communities, supporting the City of Richmond's strategy of Local Principle Reduction to assist homeowners in risk of foreclosure remain in their homes, and declaring San Francisco's intention to study whether it should embark upon a similar strategy. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130869 [Multifamily Housing Revenue Bonds - 1751 Carroll Avenue - Not to Exceed \$30,000,000]**  
**Sponsor:** Cohen  
 Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$30,000,000 for 1751 Carroll Avenue (Assessor's Parcel No. 5431A, Lot No. 42), San Francisco, California 94124; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$30,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130870 [Supporting Assembly Bill 1263 - Medi-Cal: CommuniCal - Reliable Access to Language Interpretation for Medi-Cal Beneficiaries]**  
**Sponsors:** Campos; Avalos  
 Resolution urging the California State Legislature to pass Assembly Bill 1263, which creates "Medi-Cal: CommuniCal," a program that provides reliable access to language interpretation for Medi-Cal beneficiaries who are limited English proficient. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 130871 [Frank Rossi, Sr., Day - October 19, 2013]**  
**Sponsor:** Chiu  
Resolution declaring October 9, 2013, as Frank Rossi, Sr., Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130876 [Opposing Assembly Concurrent Resolution No. 65 - Renaming the Western Span of the San Francisco-Oakland Bay Bridge the Willie L. Brown, Jr., Bridge]**  
**Sponsor:** Avalos  
Resolution opposing Assembly Concurrent Resolution No. 65 to rename the western span of the San Francisco-Oakland Bay Bridge the Willie L. Brown, Jr., Bridge. ASSIGNED to Rules Committee.

### **Requests for Hearing**

- 130793 [Hearing - Disposition and Development Agreement - Golub Real Estate and Mercy Housing - 280 Beale Street (Transbay Block 6)]**  
**Sponsor:** Kim  
Hearing to consider the proposal of the Successor Agency to the San Francisco Redevelopment Agency, to retroactively enter into a Disposition and Development Agreement for the sale and development of land located at 280 Beale Street, Assessor's Parcel No. 3738-004, commonly known as Transbay Block 6, with Golub Real Estate Corporation, an Illinois corporation, and Mercy Housing California, a California non-profit public benefit corporation beginning April 16, 2013. SCHEDULED FOR PUBLIC HEARING to Board of Supervisors on 9/17/13.
- 130872 [Hearing - Recreation and Parks Department Vehicle Safety Policies and Procedures]**  
**Sponsor:** Campos  
Hearing on the Recreation and Parks Department's vehicle safety policies and procedures; exploring the department's protocols when employees violate safety rules; and reviewing the department's practices for responding to complaints from San Francisco residents and park users. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130873 [Hearing - Funding the Municipal Transportation Agency's Bicycle Strategy]**  
**Sponsors:** Mar; Chiu  
Hearing regarding funding the Municipal Transportation Agency's Bicycle Strategy. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130874 [Hearing - Breda Light Rail Vehicle Fleet]**  
**Sponsor:** Wiener  
Hearing, directed to the Municipal Transportation Agency, in light of the current procurement process for new light rail vehicles, to report on the current state of the Breda light rail vehicle fleet, including reliability; ease of maintenance; ability to procure and receive replacement parts; problems with specific aspects of the vehicles, such as doors and propulsion systems; and overall operational performance. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

- 130875 [Hearing - Operational and Budgetary Needs of Animal Care and Control]**  
**Sponsors:** Wiener, Tang  
Hearing to better understand the operational and budgetary needs of Animal Care and Control including enforcement staffing and capacity to care for animals, and exploring these issues and how best to ensure that the department can perform all of its responsibilities well and thoroughly in a City with so many animals. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCES**

- 130836 [Building Code - Repeal of Existing 2010 Code and Enactment of 2013 Edition]**  
Ordinance repealing the 2010 Building Code in its entirety and enacting a 2013 Building Code consisting of the new model code, as amended by the State of California and as further amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2014; and directing the Clerk of the Board to forward the legislation to the State Building Standards Commission as required by State law. (Building Inspection Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130837 [Building Code - Residential Building Requirements]**  
Ordinance incorporating the provisions of the 2013 California Residential Code into various chapters of the Building Code with local amendments, and adding Chapter 36 to serve as a directory of where such provisions may be found in the Building Code; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2014; and directing the Clerk of the Board to forward the legislation to the State Building Standards Commission as required by State law. (Building Inspection Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 130838 [Electrical Code - Repeal of Existing 2010 Code and Enactment of 2013 Edition]**  
Ordinance repealing the 2010 Electrical Code in its entirety and enacting a 2013 Electrical Code consisting of the new model code, as amended by the State of California and as further amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2014; and directing the Clerk of the Board to forward the legislation to the State Building Standards Commission as required by State law. (Building Inspection Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

**130839 [Mechanical Code - Repeal of Existing 2010 Code and Enactment of 2013 Edition]**

Ordinance repealing the 2010 Mechanical Code in its entirety and enacting a 2013 Mechanical Code consisting of the new model code, as amended by the State of California and as further amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2014; and directing the Clerk of the Board to forward the legislation to the State Building Standards Commission as required by State law. (Building Inspection Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

**130840 [Plumbing Code - Repeal of Existing 2010 Code and Enactment of 2013 Edition]**

Ordinance repealing the 2010 Plumbing Code in its entirety and enacting a 2013 Plumbing Code consisting of the new model code, as amended by the State of California and as further amended by San Francisco; adopting environmental findings and findings of local conditions under the California Health and Safety Code; providing for an operative date of January 1, 2014; and directing the Clerk of the Board to forward the legislation to the State Building Standards Commission as required by State law. (Building Inspection Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

**130841 [Green Building Code - Enactment of New Code]**

Ordinance enacting a 2013 San Francisco Green Building Code consisting of the 2013 California Green Building Standards Code, as amended by San Francisco; adopting environmental findings and findings required by the California Health and Safety Code, California Public Resources Code, and Title 24 of the California Code of Regulations; providing for an operative date of January 1, 2014; and directing the Clerk of the Board to forward the legislation to the State Building Standards Commission as required by State law. (Building Inspection Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.



**Clerk to Act – September 10, 2013**

**Requests Granted**

From: Supervisor Campos

To: Assessor-Recorder

Requesting/Inquiring: Requesting the Assessor-Recorder to determine how many San Francisco homeowners are currently in foreclosure or are in the early stages of foreclosure.

**In Memoriam**

Gail Bishop – Full Board of Supervisors

Susan Herron Sibbet – Supervisor Mar

Kevin John Maguire – Supervisor Tang

Evelyn Wilson – Full Board of Supervisors

Christine Svanemyr – Full Board of Supervisors



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, September 17, 2013

GOVERNMENT  
DOCUMENTS DEPT

SEP 20 2013

### Introduced by a Supervisor or the Mayor

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*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

**130790 [Business and Tax Regulations and Police Codes - Renting Parking Spaces at Residential Properties to Non-Residents]**

**Sponsor:** Wiener

Ordinance amending the Business and Tax Regulations, and Police Codes to change the limits of Parking Tax Occupancy Simplification for residential properties by increasing, from five to 10, the number of parking spaces residential buildings may rent to non-residents and increasing the gross revenue they may earn from rent from \$4,000 to \$12,000 per quarter and from \$15,000 to \$40,000 annually; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

**130883 [Appropriation - Certificates of Participation - Treasure Island - \$13,500,000 - FY2013-2014]**

**Sponsor:** Mayor

Ordinance appropriating \$13,500,000 of Certificate of Participation proceeds to finance improvements to the Utility Infrastructure System at Treasure Island beginning in FY2013-2014. ASSIGNED to Budget and Finance Committee.

### Resolutions

**130884 [Cooperative Agreement Modification - United States Navy - Treasure Island Development Authority]**

**Sponsor:** Mayor

Resolution approving and authorizing the Treasure Island Development Authority to enter into a Modification of the Cooperative Agreement with the United States Navy to extend the Cooperative Agreement from October 1, 2013, to September 30, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130885 [Certificates of Participation - Treasure Island Improvement Project - Not to Exceed \$13,500,000]**  
**Sponsor:** Mayor  
Resolution authorizing the execution and delivery of not to exceed \$13,500,000 of Certificates of Participation (Certificates) or other forms of indebtedness to finance the cost of additions and improvements to the utility infrastructure at Treasure Island; authorizing the Director of Public Finance to cause the preparation of documents necessary for the execution and delivery of the certificates or other forms of indebtedness, including a Trust Agreement, a Property Lease, a Project Lease, Notice of Sale, Official Notice of Sale, an Official Statement and, if required, a Purchase Contract and such other necessary documents; authorizing the Director of Public Finance to cause the issuance of commercial paper certificates in an amount not to exceed \$13,500,000 in anticipation of the issuance of the certificates or other forms of indebtedness; granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of the certificates or other form of indebtedness and the Commercial Paper Certificates; approving modifications to documents and agreements; making California Environmental Quality Act findings, and a General Plan consistency determination; and ratifying previous actions taken in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130886 [Memorandum of Understanding - Treasure Island Development Authority and the Public Utilities Commission - Provision of Utilities Services - Treasure Island and Yerba Buena Island]**  
**Sponsor:** Mayor  
Resolution approving a Memorandum of Understanding between the Treasure Island Development Authority and the Public Utilities Commission for the provision of utilities services including the maintenance and operation of utility infrastructure on Treasure Island and Yerba Buena Island. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130887 [Multifamily Housing Revenue Bonds - 1825 Mission Street (Vincetian Villa) - Not to Exceed \$15,500,000]**  
**Sponsor:** Campos  
Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed \$15,500,000 for 1825 Mission Street (Vincetian Villa); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$77,500 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$15,500,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130888 [Authorizing the Office of Economic and Workforce Development to Identify and Recommend Small Businesses - Kiva Zip's Microlending Platform]**  
**Sponsors:** Farrell; Campos, Yee, Cohen and Chiu  
Resolution authorizing the Office of Economic and Workforce Development to identify and recommend small businesses on behalf of the City and County of San Francisco for participation in a Microlending Program operated by Kiva Microfunds, a California non-profit public benefit corporation. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130889 [Application Approval - Comprehensive HIV Prevention Programs - \$8,001,007]**  
**Sponsor:** Wiener  
Resolution authorizing the Department of Public Health to submit a one-year application for calendar year 2014 to continue receiving funding for the Comprehensive HIV Prevention Programs grant from the Centers for Disease Control and Prevention; and requesting \$8,001,007 in HIV prevention funding for San Francisco from January 1, 2014, through December 31, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130890 [Accept and Expend Grant - Safe Routes to School Program - \$1,439,000]**  
**Sponsor:** Yee  
Resolution authorizing the Department of Public Health to accept and expend a grant in the amount of \$1,439,000 in Federal Surface Transportation Program and/or Congestion Mitigation and Air Quality Improvements Funds through the Metropolitan Transportation Commission's Safe Routes to School Grant Program for the period of September 1, 2014, through August 31, 2017; and waiving indirect costs; committing the necessary matching funds; stating assurance to complete the project, and delegating authorization to execute these agreements, and any amendments thereto, to the Director of Public Health. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130891 [Constitution and Citizenship Day in San Francisco - September 17, 2013]**  
**Sponsor:** Chiu  
Resolution commending the San Francisco Pathways to Citizenship Community Collaborative and declaring September 17, 2013, as Constitution Day and Citizenship Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130892 [Urging Support for the Supplemental Nutrition Assistance Program]**  
**Sponsor:** Mar  
Resolution urging local and State officials to support the Supplemental Nutrition Assistance Program and its critical impact on the low-income residents of the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Motion**

- 130900 [Concurring in the Revised Declaration of Local Emergency - Rim Fire (Stanislaus National Forest Area)]**  
Motion concurring in the September 19, 2013, Revised Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Requests for Hearing**

- 130893 [Hearing - Budget and Legislative Analyst Report - Park, Recreation, and Open Space Advisory Committee - Property Acquisition Process for the Open Space Fund]**  
**Sponsor:** Avalos  
Hearing to review the Budget and Legislative Analyst Report on the Park, Recreation, and Open Space Advisory Committee; the Open Space Fund property acquisition budget and the Recreation and Park Department's property acquisition process; and the Recreation and Park Department's five-year strategic, capital, and operational plans. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130894 [Hearing - Co-Locating Supportive Housing in Conjunction with the Seismic Replacement of the City's Animal Care and Control Facility]**  
**Sponsor:** Campos  
Hearing on the possibility of co-locating supportive housing in conjunction with the seismic replacement of the Animal Care and Control facility for individuals with pets or companion animals who are reluctant to enter shelter when their service animals are not allowed or are kept on separate floors; and discussion on whether supportive housing/shelter or a hybrid could be developed that enables individuals with companion animals and pets to exit homelessness. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130895 [Hearing - Bike Share Launch and Plans for Expansion]**  
**Sponsor:** Wiener  
Hearing, directed to the Municipal Transportation Agency, County Transportation Authority, and Mayor's Office, on the recent launch and early performance of the Bay Area Bike Share Program in San Francisco and the region; and discussion on near-term plans for expansion as well as plans and related funding needs for a citywide roll-out. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.8, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

## **PROPOSED ORDINANCES**

- 130854 [Settlement of Lawsuit - Erik Russell - \$30,000]**  
Ordinance authorizing settlement of the lawsuit filed by Erik Russell against the City and County of San Francisco for \$30,000; the lawsuit was filed on February 24, 2012, in United States District Court, Northern District of California, Case No. 12-CV-00929 JCS; entitled Erik Russell, et al., v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

**130855 [Settlement of Lawsuit - E. Lynn Schoenmann - \$160,000]**

Ordinance authorizing settlement of the lawsuit filed by E. Lynn Schoenmann against the City and County of San Francisco for \$160,000; the lawsuit was filed on December 10, 2012, in Bankruptcy Court, Case No. 12-32146-HLB; Adv. Proc. No. 12-03170; entitled E. Lynn Schoenmann, Trustee, et al., v. City and County of San Francisco. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

**PROPOSED RESOLUTION**

**130856 [Interconnection Agreement - Pacific Gas and Electric Company - Solar Power Project - 700 Pennsylvania Avenue]**

Resolution authorizing the Public Utilities Commission's General Manager to enter into a long term interconnection agreement with Pacific Gas and Electric Company, to commence following Board approval, for a Solar Power Project at the Municipal Transportation Agency building located 700 Pennsylvania Avenue, pursuant to Charter, Section 9.118(b). (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – September 17, 2013**

*There were no Clerk to Act requests submitted at the September 17, 2013 Board Meeting.*

**In Memoriam**

Bill Threadgill – Supervisor Malia Cohen



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

Legislation Introduced at Roll Call

Tuesday, September 24, 2013

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SEP 30 2013

## Introduced by a Supervisor or the Mayor

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## Ordinances

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**130912 [Collective Bargaining Agreement, Amendment No. 1 - Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers]**

**Sponsor:** Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the Automotive Machinists Union, Local 1414, Machinists Automotive Trades District 190, International Association of Machinists and Aerospace Workers, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

**130913 [Collective Bargaining Agreement, Amendment No. 1 - Crafts Coalition]**

**Sponsor:** Mayor

Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum, and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

- 130914 [Collective Bargaining Agreement, Amendment No. 2 - Crafts Coalition]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 2 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the Bricklayers and Allied Crafts, Local 3; Hod Carriers, Local 166; Building Inspectors' Association; The Northern California Carpenters Regional Council, Local 22; Carpet, Linoleum and Soft Tile Workers, Local 12; Plasterers and Cement Masons, Local 300; Glaziers, Architectural Metal and Glass Workers, Local Union No. 718; International Alliance of Theatrical Stage Employees, Moving Picture Technicians, Artist and Allied Crafts of the United States, Its Territories and Canada, Local 16; International Association of Bridge, Structural, Ornamental, Reinforcing Iron Workers, Riggers and Machinery Movers, Local 377; Pile Drivers, Divers, Carpenters, Bridge, Wharf and Dock Builders, Local Union No. 34; Plasterers and Shophands, Local 66; United Union of Roofers, Waterproofers and Allied Workers, Local 40; Sheet Metal Workers International Union, Local 104; Teamsters, Local 853, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130915 [Collective Bargaining Agreement, Amendment No. 1 - San Francisco District Attorney Investigators' Association]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and San Francisco District Attorney Investigators' Association by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130916 [Collective Bargaining Agreement, Amendment No. 1 - San Francisco Deputy Probation Officers' Association]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and San Francisco Deputy Probation Officers' Association by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130917 [Collective Bargaining Agreement, Amendment No. 2 - San Francisco Deputy Probation Officers' Association]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 2 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and San Francisco Deputy Probation Officers' Association by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130918 [Collective Bargaining Agreement, Amendment No. 2 - San Francisco Deputy Sheriffs' Association]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 2 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Deputy Sheriffs' Association by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

- 130919 [Collective Bargaining Agreement, Amendment No. 1 - International Brotherhood of Electrical Workers, Local 6]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the International Brotherhood of Electrical Workers, Local 6, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130920 [Collective Bargaining Agreement, Amendment No. 1 - International Federation of Professional and Technical Engineers, AFL-CIO, Local 21]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130921 [Collective Bargaining Agreement, Amendment No. 2 - International Federation of Professional and Technical Engineers, AFL-CIO, Local 21]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 2 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the International Federation of Professional and Technical Engineers, AFL-CIO, Local 21, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130922 [Collective Bargaining Agreement, Amendment No. 1 - San Francisco Institutional Police Officers' Association]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the San Francisco Institutional Police Officers' Association by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130923 [Collective Bargaining Agreement, Amendment No. 1 - Municipal Attorneys' Association]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the Municipal Attorneys' Association by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130924 [Collective Bargaining Agreement, Amendment No. 2 - San Francisco Sheriffs' Managers and Supervisors Association]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 2 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and San Francisco Sheriffs' Managers and Supervisors Association by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

- 130925 [Collective Bargaining Agreement, Amendment No. 1 - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130926 [Collective Bargaining Agreement, Amendment No. 1 - San Francisco City Workers United]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and San Francisco City Workers United by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130927 [Collective Bargaining Agreement, Amendment No. 1 - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130928 [Collective Bargaining Agreement, Amendment No. 2 - United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 2 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry, Local 38, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130929 [Collective Bargaining Agreement, Amendment No. 1 - Stationary Engineers, Local 39]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and Stationary Engineers, Local 39, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

- 130930 [Collective Bargaining Agreement, Amendment No. 1 - Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and Operating Engineers Local Union No. 3 of the International Union of Operating Engineers, AFL-CIO, Supervising Probation Officers, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130931 [Collective Bargaining Agreement, Amendment No. 1 - Teamsters, Local 856 (Multi-Unit)]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and Teamsters, Local 856 (Multi-Unit) by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130932 [Collective Bargaining Agreement, Amendment No. 2 - Teamsters, Local 856 (Multi-Unit)]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 2 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and Teamsters, Local 856 (Multi-Unit) by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130933 [Collective Bargaining Agreement, Amendment No. 1 - The Transport Workers Union, AFL-CIO, Local 200]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and The Transport Workers Union, AFL-CIO, Local 200, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130934 [Collective Bargaining Agreement, Amendment No. 2 - The Transport Workers Union, AFL-CIO, Local 200]**  
**Sponsor:** Mayor  
 Ordinance adopting and implementing Amendment No. 2 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and The Transport Workers Union, AFL-CIO, Local 200, by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.

- 130935 [Collective Bargaining Agreement, Amendment No. 1 - Union of American Physicians and Dentists (Unit 17)]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 17) by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130936 [Collective Bargaining Agreement, Amendment No. 1 - Union of American Physicians and Dentists (Unit 18)]**  
**Sponsor:** Mayor  
Ordinance adopting and implementing Amendment No. 1 to the 2012-2014 Collective Bargaining Agreement between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 18) by implementing specified terms and conditions of employment for FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee.
- 130937 [Administrative Code - Film Production Daily Use Fees; Film Rebate Program]**  
**Sponsor:** Farrell  
Ordinance amending the Administrative Code to reduce the daily use fee for film productions with budgets less than \$100,000 from \$100 per day to \$50 per day; expand the definition of film productions and low-budget film productions eligible for the Film Rebate Program to include episodes of a web series; and extend the Film Rebate Program expiration date from June 30, 2014, to June 30, 2015, and correspondingly increase the current funding cap from \$2,000,000 to \$3,000,000 subject to annual appropriation; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 130938 [Planning Code - Transit Impact Development Fee Exemptions]**  
**Sponsor:** Wiener  
Ordinance amending the Planning Code to revise deadlines for certain Transit Impact Development Fee (TIDF) exemptions; eliminate project-specific references in exemptions applicable to redevelopment areas, and make such exemptions dependent on the terms of the controlling development agreement, redevelopment plan, interagency agreement or other contract entered into by the City; require that the TIDF be calculated based on the rate in effect and the time of issuance of the first construction document; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## **Resolutions**

- 130939 [Accept and Expend Grant - State Vocational Rehabilitation Services Program - \$271,200]**  
**Sponsor:** Mayor  
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$271,200 from the California Department of Rehabilitation to participate in a program entitled State Vocational Rehabilitation Services Program for the period of July 1, 2013, through June 30, 2016, waiving indirect costs. RECEIVED AND ASSIGNED to Budget and Finance Committee.



- 130940 [Contract Agreement - Award of Single-Space Parking Meter Procurement and Support Services - Not to Exceed \$54,000,000]**  
**Sponsor:** Avalos  
 Resolution authorizing the Municipal Transportation Agency to enter into an agreement with IPS Group, Inc., for the Procurement of Single-Space Parking Meters and Support Services, for an amount not to exceed \$54,000,000 and for a term of five years, to commence following Board approval, with the option to extend the contract for up to two additional years. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130941 [Authorizing Use of Previously Approved Funds for Non-Optional Services in Parking Citation Processing Agreement - PRWT Services, Inc. - \$6,827,729]**  
**Sponsor:** Mar  
 Resolution authorizing the Municipal Transportation Agency to use funds, totaling approximately \$6,827,729 previously designated by the Board of Supervisors for optional services under the two-year parking citation processing contract extension with PRWT Services, Inc., to be used instead for non-optional, required services. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130942 [Approval of the Ryan White Act HIV/AIDS Emergency Relief Grant Program Application - \$36,118,233]**  
**Sponsor:** Wiener  
 Resolution authorizing the Department of Public Health to submit an application to continue to receive funding for the Ryan White Act HIV/AIDS Emergency Relief Grant Program (Ryan White Programs, Part A) Grant from the Health Resources Services Administration, requesting \$36,118,233 in HIV emergency relief program funding for the San Francisco Eligible Metropolitan Area for the period of March 1, 2014, through February 28, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130943 [City Employees' Wellness]**  
**Sponsor:** Farrell  
 Resolution recognizing the importance of wellness to City employees' quality of life, controlling health care costs, and providing government services to San Francisco efficiently and effectively and pledging to support a comprehensive employee wellness plan that expands on current wellness offerings. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130944 [Approval of a Nine-Month Extension for Planning Commission Review of the Definition of Formula Retail in the Upper Fillmore Street Neighborhood Commercial District (File No. 130735)]**  
**Sponsor:** Farrell  
 Resolution extending by nine-months the prescribed time within which the Planning Commission may render its decision on a Ordinance (File No. 130735) amending the Planning Code, Section 703.3, to expand the definition of formula retail uses in the Upper Fillmore Street Neighborhood Commercial District; adopting findings, including environmental findings, Section 302 findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130945 [Endorsement of the Japantown Cultural Heritage and Economic Sustainability Strategy]**  
**Sponsor:** Breed  
 Resolution endorsing the Japantown Cultural Heritage and Economic Sustainability Strategy (JCHES). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Requests for Hearing**

- 130946 [Hearing - Impact of Sugar Sweetened Beverages to the San Franciscan's Health and Health Care Sector]**  
**Sponsors:** Mar; Wiener and Avalos  
Hearing on the impacts that sugar sweetened beverages have on San Franciscan's health and the health care sector. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130947 [Hearing - Golden Gate National Recreation Area's Proposal to Limit Dog Access Within San Francisco]**  
**Sponsors:** Wiener; Tang  
Hearing from the Recreation and Park Department and Animal Care and Control discussing the current proposal by the Golden Gate National Recreation Area (GGNRA) to restrict dog access at various GGNRA properties, including impact on San Francisco residents and on San Francisco parks that may experience increases in dog usage if GGNRA dog access is restricted; and inviting the GGNRA officials to attend and participate in the hearing. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

## **PROPOSED ORDINANCES**

- 130882 [Park Code - Harding Park Golf Course Temporary Reduced Greens Fees]**  
Ordinance amending the Park Code to set temporary reduced greens fees for the Harding Park Golf Course from December 2, 2013, through no later than May 31, 2014, to accommodate the renovation of the greens; and making environmental findings. (Recreation and Park Department). ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

## **PROPOSED RESOLUTIONS**

- 130877 [Street Encroachment - Operator Convenience Facilities - Terminals of Muni Transit Lines]**  
Resolution granting revocable permission to the Municipal Transportation Agency to occupy portions of the public right-of-way to install and maintain two new operator convenience facilities at the terminus of various Muni bus routes, and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.



- 130878 [Street Encroachment - Reed Street to Access a New Garage - 45 Priest Street]**  
Resolution granting revocable permission to Sanjay Dani to occupy portions of the public right-of-way on Reed Street, an existing unaccepted public right-of-way, to extend the existing roadway by approximately 20 feet and construct a concrete driveway ramp from the edge of an existing garage at 44 Reed Street to provide access to a proposed new garage at the Reed Street frontage of 45 Priest Street, conditioned upon the payment of an annual assessment fee, and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code Section 101.1. (Public Works Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130879 [Agreement Amendment - Airport Professional Services - Operation and Maintenance Services - AirTrain System - Not to Exceed \$98,700,000]**  
Resolution approving Amendment No. 1 to Professional Services Agreement, Airport Contract No. 8838, to provide Operation and Maintenance Services for the AirTrain System, between Bombardier Transportation (Holdings) USA, Inc.; and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$98,700,000 pursuant to Charter, Section 9.118(b) for the period of March 1, 2014, through February 28, 2017. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **Clerk to Act – September 24, 2013**

*There were no Clerk to Act requests submitted at the September 24, 2013 Board Meeting.*

### **In Memoriams**

Edith Bonelli – Supervisor Wiener

Linda Brooks Burton – Supervisor Cohen

# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
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## Legislation Introduced at Roll Call

Tuesday, October 1, 2013

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### Introduced by a Supervisor or the Mayor

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*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

#### 130766 [Park Code - Hours of Operation for City Parks]

**Sponsors:** Wiener; Farrell

Ordinance amending the Park Code to establish hours of operation for City parks from 5:00 a.m. to midnight, with certain exceptions; and making environmental findings. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

#### 130968 [Administrative, Planning Codes - Ellis Act Displaced Emergency Assistance Ordinance]

**Sponsors:** Chiu; Campos, Kim, Mar and Breed

Ordinance amending the Administrative and Planning Codes to provide a preference in occupying units or receiving assistance under all affordable housing programs administered or funded by the City, including all former San Francisco Redevelopment Agency affordable housing programs administered or funded by the City, to certain tenants being evicted under the Ellis Act, California Government Code, Section 7060 et seq.; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### 130969 [Planning Code, Zoning Map Amendment - 904-22nd Street]

**Sponsor:** Cohen

Ordinance amending the Planning Code, Zoning Map, to re-zone the property located at 904-22nd Street (Assessor's Block No. 4106, Lot No. 015) from RH-3 (Residential, Housing, Three Family) to UMU (Urban Mixed Use); and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## **Resolutions**

- 130970 [Changes to Special Tax District No. 2009-1 - San Francisco Sustainable Financing]**  
**Sponsors:** Mayor; Chiu, Tang and Wiener  
Resolution making changes to City and County of San Francisco Special Tax District No. 2009-1 (San Francisco Sustainable Financing) to authorize seismic safety standard retrofits to certain privately owned buildings or real property; and directing the Clerk of the Board to publish a notice of public hearing and other matters related there to. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130971 [Amended and Restated Local Goals and Policies - Community Facilities Districts and Special Tax Districts]**  
**Sponsors:** Mayor; Chiu, Tang and Wiener  
Resolution adopting amended and restated Local Goals and Policies to provide financial flexibility in connection with the formation of Special Tax Districts, pursuant to Administrative Code, Chapter 43, Article X. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130972 [Accept and Expend Grant - FY2013 Lead Hazard Reduction Demonstration Grant Program - \$3,000,000]**  
**Sponsor:** Mayor  
Resolution retroactively authorizing the Mayor's Office of Housing and Community Development to accept and expend a grant from the U.S. Department of Housing and Urban Development for FY2013 Lead Hazard Reduction Demonstration Program in the amount of \$3,000,000 and to expend associated program income not to exceed \$200,000 for the period of August 1, 2013, through July 31, 2016. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130973 [Grant Application - Sheriff's Department - Construction of Adult Local Criminal Justice Facilities]**  
**Sponsors:** Mayor; Chiu  
Resolution authorizing the Sheriff's Department to submit a grant application to the Board of State and Community Corrections, pursuant to California State Senate Bill 1022 (2012), for a proposed project to replace County Jail No. 3 and County Jail No. 4 and to seek funding preference for such application; declaring the availability and adequacy of \$8,900,000 in cash contribution funds for the proposed project; and conditionally approving the form and execution of associated grant financing and construction documents. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130975 [Accept and Expend Grant - FY2012 CalHome Program - \$1,500,000]**  
**Sponsor:** Farrell  
Resolution authorizing the Mayor's Office of Housing and Community Development to accept and expend a grant from the California Department of Housing and Community Development for the FY2012 CalHome Program in a total amount of \$1,500,000 and to expend program income from associated loan repayments to assist low-income first-time homebuyers and low-income homeowners, to commence following Board approval until funds are expended. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130976 [Accept and Expend Grant - FY2013 Housing Opportunities for Persons with AIDS Performance Renewal - \$1,461,622]**  
**Sponsor:** Wiener  
 Resolution authorizing the Mayor's Office of Housing and Community Development, on behalf of the City, to accept and expend the FY2013 Housing Opportunities for Persons with AIDS Performance Renewal Grant from the U.S. Department of Housing and Urban Development in the amount of \$1,461,622 for the term beginning December 1, 2013, through November 30, 2016. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130977 [Contract - New Flyer of America, Inc. - Purchase of Low Floor Diesel-Hybrid Buses - Not to Exceed \$38,348,847]**  
**Sponsor:** Wiener  
 Resolution approving a contract with New Flyer of America, Inc., for the purchase of 50 40-foot low floor diesel-hybrid buses, related tools, training, and spare parts, through the Cooperative Purchasing Venture established by the State of Minnesota's Materials Management Division, in an amount not to exceed \$38,348,847 and for a term not to exceed six years to commence following Board approval. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130978 [Domestic Violence Awareness Month - October 2013]**  
**Sponsors:** Chiu; Tang  
 Resolution declaring October 2013 as Domestic Violence Awareness Month in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 130979 [Encroachment Permit - Hidden Garden Tiled Steps Project - 16th Avenue between Kirkham and Lawton Streets]**  
**Sponsor:** Yee  
 Resolution granting revocable permission to The Hidden Garden Steps Organizing Committee to occupy a portion of the public right-of-way to install and maintain a mosaic tiled mural on the risers, and non-slip paving tiles on the treads of the existing City concrete stairway, and a garden habitat adjacent to the existing concrete City stairway, along 16th Avenue between Kirkham and Lawton Streets; accepting, as a gift to the City, said tiled steps, garden habitat, and a \$20,000 maintenance fund for the tiled steps; and making findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### **Requests for Hearing**

- 130772 [Hearing - Update on Bay Area Rapid Transit Labor Negotiations and the City's Preparedness for a Potential Strike]**  
**Sponsors:** Avalos; Campos, Breed and Mar  
 Hearing to review the status of labor negotiations at the Bay Area Rapid Transit and the prospects for a protracted strike, including the City's level of preparedness and the potential economic and environmental impacts. TRANSFERRED to Land Use and Economic Development Committee.

- 130980 [Hearing - Budget and Legislative Analyst Report on the 34th America's Cup]**  
**Sponsors:** Avalos; Campos  
Hearing on the Budget and Legislative Analyst Report on the 34th America's Cup reviewing the economic impact; the City's expenditures related to the event; a comparison of actual event figures to the predicted economic impact, costs, and revenues; and America's Cup Event Authority's compliance with their commitments in the Workforce Development and Local Small Business Inclusion Plan, including compliance with the City's prevailing wage, Local Hiring Program, use of union contractors, and other commitments of importance. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130981 [Hearing - Findings of the Economic Impact Report on Lesbian, Gay, Bisexual, and Transgender Large Scale Events in San Francisco]**  
**Sponsor:** Campos  
Hearing request for a economic impact study from the Office of the Controller on Lesbian, Gay, Bisexual, and Transgender (LGBT) festivals, street fairs, parades, and large scale events in San Francisco; exploring small business and job creation within the industry; the economic impact of LGBT event visitors on hotel, retail, nightlife, and other tourism sectors; and the amount of taxes paid to the City and State by LGBT event organizations and businesses that serve them; and discussing the findings of the Economic Impact Report and how the City may adequately offer support through its policies and procedures. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130982 [Hearing - Proposed Jail Replacement Project]**  
**Sponsors:** Campos; Avalos, Breed, Mar and Kim  
Hearing on the proposed Jail Replacement Project to examine whether the jail construction plans are the most cost effective way to meet the short- and long-term needs of inmates with regards to safety, security, and access to social services. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130983 [Hearing - San Francisco's 10 Year Plan to Abolish Chronic Homelessness]**  
**Sponsors:** Farrell; Campos and Avalos  
Hearing to discuss and evaluate San Francisco's 10 Year Plan to Abolish Chronic Homelessness, which is due to sunset at the end of 2014. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 130984 [Hearing - Workplace Domestic Violence Practices]**  
**Sponsor:** Mar  
Hearing on the City and County of San Francisco's workplace domestic violence practices. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

### **Introduced at the Request of a Department**

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### **PROPOSED ORDINANCES**

*There. were no items.*

## PROPOSED RESOLUTIONS

- 130902 [Master Lease Amendment - United States Navy - Treasure Island South Waterfront]**  
Resolution approving the Twenty-Ninth Amendment to the Treasure Island South Waterfront Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for a period of one year beginning on December 1, 2013, and ending on November 30, 2014. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130903 [Master Lease Amendment - United States Navy - Treasure Island Land and Structures]**  
Resolution approving the Thirty-Eighth Amendment to the Treasure Island Land and Structures Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for a period of one year beginning on December 1, 2013, and ending on November 30, 2014, and amend the leased premises. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130904 [Master Lease Amendment - United States Navy - Treasure Island Marina]**  
Resolution approving the Seventeenth Amendment to the Treasure Island Marina Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for a period of one year beginning on December 1, 2013, and ending on November 30, 2014. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130905 [Master Lease Amendment - United States Navy - Treasure Island Childcare]**  
Resolution approving the Ninth Amendment to the Treasure Island Childcare Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for a period of one year beginning on December 1, 2013, and ending on November 30, 2014. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130906 [Master Lease Amendment - United States Navy - Treasure Island Event Venues]**  
Resolution approving the Twenty-Fifth Amendment to the Treasure Island Event Venues Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for a period of one year beginning on December 1, 2013, and ending on November 30, 2014. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130907 [Master Lease Amendment - United States Navy - Fire Fighting Training Center]**  
Resolution approving the Fifth Amendment to the Treasure Island Fire Fighting Training Center Master Lease between the Treasure Island Development Authority and the United States Navy to extend the term for a period of one year beginning on December 1, 2013, and ending on November 30, 2014. (Treasure Island Development Authority). RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **Clerk to Act – October 1, 2013**

*There were no Clerk to Act requests submitted at the October 1, 2013 Board Meeting.*

### **In Memoriams**

Jose Montoya – Supervisors Mar, Campos, and Avalos

Greg Miller – Supervisor Mar

Raymond Tse – Supervisor Yee

Chloe Tse – Supervisor Yee

Kin Fat Tse – Supervisor Yee



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
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## Legislation Introduced at Roll Call

Tuesday, October 8, 2013

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### Introduced by a Supervisor or the Mayor

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### Ordinances

#### **130084 [Planning Code, Zoning Map - Establishing the Excelsior Outer Mission Street Neighborhood Commercial District]**

**Sponsor:** Avalos

Ordinance amending the Planning Code to establish the Excelsior Outer Mission Street Neighborhood Commercial District (NCD) along Mission Street between Alemany Boulevard and the San Francisco-San Mateo County line; repealing the Excelsior Alcohol Restricted Use District and adding controls on liquor establishments to the new NCD; amending various sections to make conforming and other technical changes; amending the Zoning Map to rezone specified properties to the new NCD; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### **130938 [Planning Code - Transit Impact Development Fee Exemptions]**

**Sponsor:** Wiener

Ordinance amending the Planning Code to revise deadlines for certain Transit Impact Development Fee (TIDF) exemptions; eliminate project-specific references in exemptions applicable to redevelopment areas, and make such exemptions dependent on the terms of the controlling development agreement, redevelopment plan, interagency agreement or other contract entered into by the City; require that the TIDF be calculated based on the rate in effect and the time of issuance of the first construction document; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### **130998 [Planning Code - Cottage Food Operation Controls]**

**Sponsor:** Chiu

Ordinance amending the Planning Code, by adding Section 102.37 and amending Section 204.1, to allow Cottage Food Operation as an accessory use for dwelling units and increase the allowable area for accessory uses in dwelling units; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

- 130999 [Zoning Map - Transferable Development Right Sale Eligibility - 133-135 Golden Gate Avenue (St. Boniface Church and Rectory)]**  
**Sponsor:** Kim  
 Ordinance amending the Planning Code, Zoning Use District Map ZN01, to provide for eligibility to sell transferable development rights for property at 133-135 Golden Gate Avenue (St. Boniface Church and Rectory); and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1.  
 ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131000 [Street Acceptance for Lee Avenue (North of Ocean); Approval of a Sidewalk Easement for Brighton Avenue (North of Ocean)]**  
**Sponsor:** Yee  
 Ordinance accepting an irrevocable offer for a public sidewalk easement on the Brighton Avenue Extension north of Ocean Avenue and accepting an easement for these purposes; accepting an irrevocable offer for improvements and real property related to Lee Avenue north of Ocean Avenue and accepting a grant deed for these purposes; conditionally accepting an irrevocable offer for sidewalk improvements for Ocean Avenue east of Lee Avenue; declaring such areas to be open public right-of-way and dedicating them for right-of-way and roadway purposes; accepting maintenance and liability for these areas subject to certain limitations; establishing public right-of-way width and sidewalk width for the Lee Avenue and the Ocean Avenue sidewalks; approving an interdepartmental transfer of property for a portion of Lee Avenue and for a portion of Ocean Avenue; approving and making findings, including environmental findings and General Plan, and eight priorities policy finding; and authorizing official acts in connection with this Ordinance. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## **Resolution**

- 131001 [Health Care Services Master Plan]**  
**Sponsor:** Campos  
 Resolution adopting the Health Care Services Master Plan and commending the Department of Public Health and Planning Department for running a robust data driven process infused with widespread community input to create the plan. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 131002 [Opposing Golden Gate National Recreation Area's Draft Dog Walking Access Policy]**  
**Sponsors:** Wiener; Tang  
 Resolution opposing the Golden Gate National Recreation Area's (GGNRA) currently proposed preferred alternative for dog management and urging the GGNRA to adopt a different approach. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 131003 [Ocean View, Merced Heights, Ingleside Neighbors in Action Day - October 24, 2013]**  
**Sponsor:** Avalos  
 Resolution declaring October 24, 2013, as Ocean View, Merced Heights, Ingleside Neighbors in Action Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 131004 [Commemorating the National Housing Law Project - 45th Anniversary]**  
**Sponsor:** Chiu  
Resolution commemorating the National Housing Law Project on their 45th Anniversary for their distinguished service in advocating on behalf of our most vulnerable families' housing needs. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131005 [Behavioral Health Court Day - October 16, 2013]**  
**Sponsors:** Farrell; Chiu  
Resolution declaring October 16, 2013, as Behavioral Health Court Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Requests for Hearing**

- 131006 [Hearing - Update on Conditions at 16th Street Bay Area Rapid Transit Plaza]**  
**Sponsor:** Campos  
Hearing to have the following San Francisco departments and agencies report on conditions at 16th Street Bay Area Rapid Transit (BART) Plaza: Police Department, Mayor's Office of Housing Opportunities, Partnerships and Engagement, BART, Recology, Department of Public Works, District Attorney's Office, and the City Attorney's Office. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 131007 [Hearing - Operation of the Dialysis Center at General Hospital]**  
**Sponsor:** Campos  
Hearing on the Department of Public Health's plan for the build out and operation of the outpatient dialysis center to explore the impacts on patient health and worker well being if the Department's dialysis services are contracted out to a for profit company; and the impact of moving the dialysis center from its current location at San Francisco General Hospital to Laguna Honda Hospital and Rehabilitation Center. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 131008 [Hearing - Eastern Neighborhoods Plan Infrastructure Improvements]**  
**Sponsor:** Cohen  
Hearing on the City's strategy for funding and implementing the estimated \$250,000,000-\$390,000,000 of infrastructure improvements that have been identified to support new development in the Eastern Neighborhoods Plan. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 131009 [Hearing - Federal Government Shutdown]**  
**Sponsor:** Farrell  
Hearing on how the Federal government shutdown in Washington, D.C., will effect the City and County of San Francisco and the City's services capabilities. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131010 [Hearing - San Francisco Unified School District's Science, Technology, Engineering, and Mathematics Programming]**  
**Sponsor:** Kim  
Hearing to present San Francisco Unified School District's package of initiatives related to Science, Technology, Engineering, and Mathematics Programming, including the Mayor's Middle School Leadership Initiative, at the Joint City and School District Select Committee. RECEIVED AND ASSIGNED to City and School District Select Committee.

- 131011 [Hearing - Budget and Legislative Analyst Report - Restored Vehicle License Fees]**  
**Sponsor:** Mar  
Hearing on the findings of the Budget and Legislative Analyst's Report on restored vehicle license fees, potential uses, and equity impacts. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 131012 [Hearing - Oversize Vehicle Overnight Parking Restriction]**  
**Sponsors:** Tang; Breed, Cohen, Mar and Yee  
Hearing to review the effectiveness and impact of the oversize vehicle overnight parking restriction pilot implemented by the Municipal Transportation Agency. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

### **Introduced at the Request of a Department**

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### **PROPOSED ORDINANCES**

- 130955 [Settlement of Administrative Enforcement Action - San Francisco Bay Regional Water Quality Control Board - \$608,310]**  
Ordinance authorizing settlement of the unlitigated administrative enforcement action filed by the San Francisco Bay Regional Water Quality Control Board against the City and County of San Francisco for \$608,310; and appropriating \$608,310 for this purpose from the Public Utilities Commission Water Enterprise fund balance. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130956 [Settlement of Lawsuit - Carlos Hutcherson, et al. - \$125,000]**  
Ordinance authorizing settlement of the lawsuit filed by Carlos Hutcherson, Tarasa Gates, and Donald Walton against the City and County of San Francisco for \$125,000; the lawsuit was filed on December 21, 2012, in United States District Court, Case No. 12-cv-6481; entitled Carlos Hutcherson, et al., v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

### **PROPOSED RESOLUTIONS**

- 130957 [Settlement of Administrative Enforcement Acton - San Francisco Bay Regional Water Quality Control Board - \$69,000]**  
Resolution approving the settlement of the unlitigated administrative enforcement acton filed by the San Francisco Bay Regional Water Quality Control Board against San Francisco imposing a penalty of \$69,000. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

- 130958 [Settlement of Administrative Enforcement Action - Central Valley Regional Water Quality Control Board - \$1,000,000]**  
Resolution approving the settlement of the unlitigated administrative enforcement action filed by the Central Valley Regional Water Quality Control Board against San Francisco imposing a penalty of \$1,000,000. (Public Utilities Commission). RECEIVED AND ASSIGNED to Rules Committee.
- 130959 [Settlement of Claim - Adam Holm - \$50,000]**  
Resolution approving the settlement of the unlitigated claim filed by Adam Holm against the City and County of San Francisco for \$50,000; claim was filed on March 28, 2013. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.
- 130960 [Support Goals for Federal Funding - Community Development Block Grant, Emergency Solutions Grant and Housing Opportunities for Persons with AIDS Programs - FY2014-2015]**  
Resolution supporting FY2014-2015 Community Development Block Grant, Emergency Solutions Grant, and Housing Opportunities for Persons with AIDS Consolidated Plan Goals. (Mayor's Office of Housing). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130961 [Acquisition of Discharge Easements - California Water Service Company - Bay Division Pipeline Nos. 3 and 4 Crossovers Project in San Mateo County - \$3,640]**  
Resolution approving and authorizing the acquisition of two Discharge Easements from the California Water Service Company, a California Corporation, for \$3,640 to be used by the City and County of San Francisco (City) for discharge of pipeline water and groundwater, as needed for the installation, construction, modification, removal, inspection, maintenance, repair, and replacement of the water system infrastructure in the City's right of way, including without limitation, periodic scheduled maintenance, emergency repairs, and the construction of the project known as the Bay Division Pipeline Nos. 3 and 4 Crossovers Project No. CUW38001; adopting findings under the California Environmental Quality Act; adopting findings that the conveyance is consistent with the City's General Plan and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 130962 [Contract Modification - S & S Trucking Corporation - Estimated Cumulative Value of \$13,500,000]**  
Resolution extending an agreement between the City and County of San Francisco and S & S Trucking Corporation from December 20, 2013, through December 19, 2015, and increasing the estimated cumulative contract amount from \$9,000,000 to \$13,500,000 for hauling biosolids (sludge) and grit, pursuant to Charter, Section 9.118(b). (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

Clerk to Act – October 8, 2013

Board Meeting Minutes for September 3, 2013 approved.

**Requests Granted**

From: Supervisor Chiu

To: City Attorney

Requesting/Inquiring: Requesting that the City Attorney draft legislation that would amend Administrative Code Section 30 by removing unworkable provisions and adding the creation of a body that will coordinate workforce development across city departments. The purpose of this proposed coordinating body would be to develop a multi-year workforce development strategic plan, to coordinate departments' workforce development expenditures according to this plan, and to implement, track, and align performance measures.

**In Memoriams**

None

**Board of Supervisors**

City Hall  
 1 Dr. Carlton B. Goodlett Place  
 San Francisco, CA 94102-4689  
 Tel. No. 554-5184  
 TDD No. 554-5227

**Legislation Introduced at Roll Call****Tuesday, October 22, 2013**

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**Introduced by a Supervisor or the Mayor**

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

**Ordinances****130860 [Appropriation - Parking Garage Revenue and Expenditure - \$13,786,681 - FY2013-2014]****Sponsor:** Mayor

Ordinance appropriating \$13,786,681 of parking garage revenue and expenditures to the Municipal Transportation Agency consisting of \$8,513,825 for the 5th and Mission Parking Garage and \$5,272,856 for the Ellis-O'Farrell Parking Garage in order to support the Department's projected revenue and expenditure increases. SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

**130864 [Planning Code - Transfer of Child Care Facility Oversight to Office of Early Care and Education]****Sponsor:** Yee

Ordinance amending the Planning Code to transfer proposed child care facility oversight from the Department of Children, Youth and Their Families to the Office of Early Care and Education; and making environmental findings. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

**131031 [Business and Tax Regulations Code - Business Tax Installment Payments; Combined Reporting; Special Assessments]****Sponsor:** Chiu

Ordinance amending the Business and Tax Regulations Code to provide additional penalty relief for payroll expense tax and gross receipts tax payments; to require combined reporting of the payroll expense tax by related taxpayers; and to clarify that fees and special assessments are administered according to the common administrative provisions applicable to other business taxes. ASSIGNED to Budget and Finance Committee.

**131032 [Police Code - Litter Enforcement]****Sponsor:** Cohen

Ordinance amending the Police Code to update the list of City job classifications responsible for enforcement of litter laws and having the power to issue citations for that purpose. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.



- 131033 [California Code of Civil Procedure, Section 998 - Offer to Compromise to Defendants - Anshen and Allen, Architects Inc.]**  
**Sponsor:** Yee  
Ordinance authorizing the City Attorney to make a California Code of Civil Procedure, Section 998, Offer to Compromise to Defendants to the City in the lawsuit entitled City and County of San Francisco v. Anshen and Allen, Architects, Inc., et al., Alameda County Superior Court Case No. RG13679711. RECEIVED AND ASSIGNED to Rules Committee.

## **Resolutions**

- 131034 [Forgivable Loan Agreement - California Department of Housing and Community Development - 2115 Jennings Street - \$978,000]**  
**Sponsor:** Mayor  
Resolution authorizing the Human Services Agency to enter into a \$978,000 forgivable loan agreement from the California Department of Housing and Community Development to renovate the leased premises at 2115 Jennings Street for use as a 100 bed homeless shelter. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131035 [Real Property Purchase and Sale Agreement - 201-229 Eddy Street - \$4,200,000]**  
**Sponsor:** Avalos  
Resolution authorizing the execution and performance of an Agreement of Purchase and Sale for Real Estate between the City and County of San Francisco and Tenderloin Neighborhood Development Corporation, a California nonprofit public benefit corporation, for the purchase of real property located at 201-229 Eddy Street, San Francisco, in the amount of \$4,200,000 for the rehabilitation of 105 units of affordable housing for low and very low income persons; authorizing the execution and performance of a Ground Lease between the City and County of San Francisco and Franciscan Towers Associates, L.P., a California limited partnership; adopting findings under the California Environmental Quality Act; and adopting findings that the conveyance is consistent with the City's General Plan, and eight priority policies of City Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131036 [Real Property Lease Renewal - 755 and 759 South Van Ness Avenue - Not to Exceed \$2,326,842]**  
**Sponsor:** Campos  
Resolution authorizing the renewal lease of approximately 13,545 square feet of space at 755 and 759 South Van Ness Avenue, with AIM TWO, as Landlord, for use by the Department of Public Health at the monthly cost of \$38,738.70 for a five year term, to commence following Board approval, not to exceed \$2,326,842 total, including an additional 3,675 square feet parking area at no further cost. RECEIVED AND ASSIGNED to Budget and Finance Committee.



- 131037 [Multifamily Housing Revenue Note - Tenderloin Family Housing - 201 Turk Street - Not to Exceed \$22,000,000]**  
**Sponsors:** Chiu; Kim  
 Resolution authorizing the execution, sale, and delivery of a multifamily housing revenue note in an aggregate principal amount not to exceed \$22,000,000 for the purpose of providing financing for the acquisition and rehabilitation of a 175-unit affordable multifamily residential rental housing project known as Tenderloin Family Housing; approving the form of and authorizing the execution of a funding loan agreement and a borrower loan agreement; providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes and additions to the documents; granting general authority to City officials to take actions necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the note and the Project (as defined herein). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131038 [Lease - 1995 Evans Street - Not to Exceed \$2,520,000]**  
**Sponsor:** Cohen  
 Resolution retroactively authorizing the lease of 1995 Evans Street from Claire A. Spencer, surviving trustee of Spencer Living Trust, for various Departments to use as a storage for the period of August 1, 2013, through December 31, 2014, with one two year option to extend the lease and option to purchase the property, for the initial rental rate of \$70,000 a month, not to exceed \$2,520,000 total. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131039 [Filipino American History Month - October 2013]**  
**Sponsor:** Chiu  
 Resolution proclaiming October 2013 as Filipino American History Month in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131040 [Lou Marcelli Day - October 27, 2013]**  
**Sponsor:** Chiu  
 Resolution declaring October 27, 2013, as Lou Marcelli Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131041 [Approval of a 60 Day Extension for Planning Commission Review of Planning Code - Expanding Formula Retail Controls (File No. 130788)]**  
**Sponsor:** Mar  
 Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 130788) amending the Planning Code to expand the definition of formula retail to include businesses that have eleven or more outlets worldwide, and to include businesses 50% or more owned by formula retail businesses; to expand the applicability of formula retail controls to other types of retail uses; to expand the notification procedures for formula retail applications; to require an economic impact report as part of the formula retail conditional use application; and making environmental findings and findings of consistency with the General Plan and the eight priority policies of Planning Code Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131042 [Park, Recreation, and Open Space Advisory Committee - Membership List]**  
**Sponsor:** Yee  
 Resolution ratifying the list of recommended organizations for membership in the Park, Recreation, and Open Space Advisory Committee, as required by Proposition C, and approved by the Recreation and Park Commission. RECEIVED AND ASSIGNED to Rules Committee.

## Requests for Hearing

- 131043 [Hearing - Implementation of Audit Recommendations Status]**  
Sponsor: Cohen  
Hearing on the update by the City Services Auditor on the status of implementation of audit recommendations. RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.
- 131044 [Hearing - Access to Afterschool Programs for All Students in the San Francisco Unified School District]**  
Sponsor: Farrell  
Hearing to evaluate the status of San Francisco's Afterschool for All Initiative and to examine access to afterschool programs for all students in the San Francisco Unified School District. RECEIVED AND ASSIGNED to City and School District Select Committee.
- 131045 [Hearing - Implementation of Civil Service Rule 115 - Employment of Disabled Individuals]**  
Sponsor: Mar  
Hearing on the implementation of Civil Service Rule 115 for the employment of disabled individuals for the City and County of San Francisco. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

## Introduced at the Request of a Department

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

## PROPOSED ORDINANCES

- 130797 [Contract Amendment - Dominion Voting Systems, Inc. - Not to Exceed \$19,690,933.25]**  
Ordinance authorizing the Department of Elections to enter into the third amendment of an agreement with Dominion Voting Systems, Inc., to commence following Board approval, to extend the term of the agreement through December 10, 2016, increasing the total not-to-exceed amount of the Agreement by \$3,645,900 from \$16,045,033.25 to \$19,690,933.25. (Elections Department). ASSIGNED to Budget and Finance Committee.
- 131013 [Settlement of Lawsuits - Zeno Zimmerman - \$145,000]**  
Ordinance authorizing settlement of the lawsuits filed by Zeno Zimmerman against the City and County of San Francisco for \$145,000; the lawsuits were filed on December 6, 2011, in San Francisco Superior Court, Case Nos. CGC-11-516360 and CGC-11-516361 (consolidated); entitled Zeno Zimmerman v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

**131014 [Settlement of Lawsuit - Calkin, et al. - \$862,500]**

Ordinance authorizing partial settlement of the lawsuit filed by Donald Calkin, Gordon Clark, Silvia David, Sally Foster, John Higgins, Janet Lacampagne, Kenneth Sanchez, Colleen Sullivan, and Lee Sullivan against the City and County of San Francisco for \$862,500; the lawsuit was filed on May 18, 2012, in United States District Court, Northern District of California, Case No. C12-02584 JCS; entitled Donald Calkin, Gordon Clark, Silvia David, Sally Foster, John Higgins, Janet Lacampagne, Kenneth Sanchez, Colleen Sullivan, and Lee Sullivan v. City and County of San Francisco. RECEIVED AND ASSIGNED to Rules Committee.

**PROPOSED RESOLUTION**

**130974 [Lease Amendment - Golden Gate Yacht Club - Marina Yacht Harbor - \$85,000 Annual Base Rent]**

Resolution authorizing the General Manager of the Recreation and Park Department to execute a second lease amendment, to commence following Board approval, with the Golden Gate Yacht Club to reflect new slip configuration for the Marina Yacht Harbor, and execute a 24-year lease extension with annual base rent of \$85,000. (Recreation and Park Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – October 22, 2013**

**Board Meeting Minutes for September 10, 2013 approved.**

**Board Meeting Minutes for September 17, 2013 approved.**

*There were no Clerk to Act requests submitted at the October 22, 2013 Board Meeting.*

**In Memoriams**

Eric Mabry Jr. - Supervisor Avalos

Connor Allbee - Supervisor Campos

Chris Sheppard - Supervisor Campos and Entire Board

Laurence Daniels - Supervisor Campos and Entire Board

Ofa ki Langiola Taumoepeau Tonga - Supervisor Chiu

Lou Marcelli - Supervisor Chiu

Tom Galante - Supervisor Cohen

# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, October 29, 2013

### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

- 131059 [Planning Code - Allowing Certain Non-Conforming Structures to be Rebuilt Under Certain Conditions]**  
**Sponsors:** Mayor; Chiu  
Ordinance amending the Planning Code to allow non-conforming secondary structures in a C-3-R Zoning District to be demolished and rebuilt to the prior non-conforming size under certain conditions; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131061 [Administrative Code - Hearings on Tenant Allegations of Landlord Harassment to Recover Possession of the Tenant's Unit]**  
**Sponsors:** Campos; Avalos, Mar and Chiu  
Ordinance amending Administrative Code, Chapter 37, "Residential Rent Stabilization and Arbitration Ordinance," by providing for hearings at the Rent Board on tenant allegations of landlord harassment constituting a wrongful endeavor to recover possession of the tenant's unit. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131062 [Police Code - Reporting Information About Employees of Private Parking Garages and Parking Lots]**  
**Sponsor:** Wiener  
Ordinance amending the Police Code to require applicants for commercial parking permits to provide the residential zip code, gender, and duration of employment for employees and other individuals working in parking lots or parking garages. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.

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- 131063 [Planning and Administrative Codes - Construction of In-Law Units in Existing Residential Buildings or Auxiliary Structures on the Same Lot; Rent Control]**  
**Sponsor: Wiener**  
Ordinance amending the Planning Code to allow the construction of an additional dwelling unit or units within the existing envelope of a residential building or auxiliary structure on the same lot (In-Law Units) on any parcel in the Castro Street Neighborhood Commercial District and within 1,750 feet of the District boundaries, excluding any lot within 500 feet of Block No. 2623, Lot Nos. 116 through 154; and authorizing the Zoning Administrator to waive density and other Planning Code requirements in order to create the In-Law Units; amending the Administrative Code to provide that an In-Law Unit constructed with a waiver of code requirements shall be subject to the provisions of the San Francisco Residential Rent Stabilization and Arbitration Ordinance if the existing building, or any existing dwelling unit, is already subject to the Rent Ordinance; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1, and directing the Clerk of the Board to send a copy of this Ordinance to the California Department of Housing and Community Development, in accordance with State law. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131064 [Planning Code - Definition of Bona Fide Eating Place]**  
**Sponsor: Wiener**  
Ordinance amending the Planning Code to expand the definition of "bona fide eating place" to include a definition based on food sales per occupant; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## **Resolutions**

- 131066 [Accept and Expend Grant - Kaiser Permanente Foundation - \$200,000]**  
**Sponsor: Mayor**  
Resolution retroactively authorizing the Arts Commission to accept and expend a grant in the amount of \$200,000 from the Kaiser Permanente Foundation for the Bayview Opera House Plaza Renovation and Restoration for the period of July 31, 2013, through August 1, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131067 [Accept and Expend Grant - Defibrillator and Training - \$1,771,421]**  
**Sponsor: Farrell**  
Resolution retroactively authorizing the Fire Department to accept and expend a grant in the amount of \$1,771,421 from the Federal Emergency Management Agency to upgrade and replace its Defibrillator inventory for the period of March 8, 2013, through March 7, 2014, and conduct regional training for the period of May 1, 2013, through April 30, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 131068 [Interim Zoning Controls - Residential Uses in Commercial Buildings in an Area Bounded by Market, Second, Brannan, Division, and South Van Ness Streets]**  
**Sponsor:** Kim  
 Resolution imposing interim zoning controls to prohibit, for a 12-month period, the issuance of building permits for certain commercial uses in the area bounded by Market Street from Van Ness Street east to 2nd Street, 2nd Street south to Brannan Street, Brannan Street west to Division Street, and South Van Ness Street north to Market Street and to require the Planning and Building Departments to complete a study of the conversion of commercial spaces to residential uses in this area; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 131069 [Construction Approval - West Garden Cafe Project - Academy of Sciences in Golden Gate Park]**  
**Sponsors:** Mar; Tang  
 Resolution approving the construction of a cafe in the West Garden of the Academy of Sciences in Golden Gate Park pursuant to Charter, Section 4.113; adopting findings pursuant to the California Environmental Quality Act; and adopting findings of consistency with the Golden Gate Park Master Plan, the General Plan, and the eight priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 131070 [Accept and Expend Grant - Hepatitis B Early Identification and Linkage to Care for Foreign - Born Persons with Hepatitis B - \$300,000]**  
**Sponsor:** Wiener  
 Resolution retroactively authorizing the San Francisco Department of Public Health to accept and expend a grant in the amount of \$300,000 from Centers for Disease Control and Prevention to participate in a program entitled Hepatitis B Early Identification and Linkage to Care for Foreign-Born Persons with Hepatitis B in San Francisco for the period of September 30, 2013, through September 29, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131071 [Accept and Expend Grant - Library Programs - Friends of Public Library - Up to \$720,000 - FY2013-2014]**  
**Sponsor:** Yee  
 Resolution retroactively authorizing the Department of Public Library to accept and expend a grant in the amount of up to \$720,000 of in-kind gifts, services, and cash monies from the Friends of Public Library for direct support for a variety of public programs and services in FY2013-2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131072 [Urging the Director of the Mayor's Office of Housing and Community Development to Convene a Nonprofit Displacement Work Group]**  
**Sponsor:** Kim  
 Resolution urging the Director of the Mayor's Office of Housing and Community Development to convene a work group to develop a series of recommendations on how the City can address the issue of nonprofit displacement. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131073 [Supporting Increased Access to After-School Programs for all San Francisco Unified School District Students]**  
**Sponsor:** Kim  
 Resolution supporting increased access to After-School Programs for all San Francisco Unified School District students as part of a comprehensive educational plan. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.



- 131074 [Accept Gift - Santa Clara County Library - 3M Self Check Machines - \$33,592]**  
**Sponsor:** Yee  
Resolution retroactively authorizing the Department of Public Library to accept a gift of eight 3M Self Check Machines from the Santa Clara County Library with an estimated total value, at the time of receipt, of \$33,592. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131075 [Accept and Expend Gift - Patricia L. Strong Trust - \$25,000]**  
**Sponsor:** Yee  
Resolution retroactively authorizing the Department of Public Health, Laguna Honda Hospital, and Rehabilitation Center to accept and expend a gift of \$25,000 for the Laguna Honda Palliative Care and Hospice Fund from the Patricia L. Strong Trust. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Motions**

- 131065 [Initiative Ordinance - Business and Tax Regulations Code - Tax on Sugar-Sweetened Beverages to Fund Recreation Programs]**  
**Sponsor:** Wiener  
Motion ordering submitted to the voters at an election to be held on November 4, 2014, an Ordinance amending the Business and Tax Regulations Code, by adding a new Article 8, imposing a tax of two cents per ounce on the distribution of sugar-sweetened beverages, to fund City-operated programs and grants for active recreation and improving food access and nutrition, and San Francisco Unified School District physical education, after school physical activity, health, or nutrition programs, and school lunch and other school nutrition programs. ASSIGNED UNDER 30 DAY RULE to Rules Committee.
- 131076 [Board of Supervisors Regular Meeting Schedule - 2014]**  
Motion establishing the 2014 Board of Supervisors Regular Meeting Schedule by canceling the Board meetings of January 21, February 18, May 27, July 1, October 14, and November 11, December 2; and by further canceling all Board and Committee meetings during the summer and winter breaks from July 30 through August 29, and December 17 through December 31. (Clerk of the Board). REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

### **Request for Hearing**

- 131077 [Hearing - Citywide Event Management and Coordination]**  
**Sponsors:** Kim; Mar and Avalos  
Hearing to examine the City's existing Event Management Policies, including how we evaluate the appropriateness of large-scale special events that shut down our City streets, public parks and sidewalks, and plazas, sometimes for days at a time, and have tremendous impacts to the residential neighborhoods in the South of Market, South Beach, and Mid-Market neighborhoods; and to receive presentations from the Mayor's Office of Economic and Workforce Development, Police Department, Municipal Transportation Agency, Department of Public Works, and Recreation and Park Department as to the steps being taken to address neighborhood outreach, traffic congestion, loss of public space, quality of life, and public safety concerns. RECEIVED AND ASSIGNED to Budget and Finance Committee.



## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

## **PROPOSED ORDINANCES**

*There were no items.*

## **PROPOSED RESOLUTIONS**

- 131021 [County Refugee Services Annual Plan - Federal FY2012-2013]**  
Resolution approving the City and County of San Francisco's Refugee Services Annual Plan for Federal FY2012-2013. (Human Services Agency). RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 131022 [Contract Modification - Guardsmark, LLC - Security Services - \$21,226,260]**  
Resolution retroactively approving the contract modification between the City and County of San Francisco and Guardsmark, LLC, to provide security services for the Human Services Agency, to extend the term by one month, for a revised period of December 1, 2008, through December 31, 2013, in the modified amount of \$21,226,260. RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – October 29, 2013**

**The Board Meeting Minutes of September 24, 2013, approved.**

*There were no Clerk to Act requests submitted at the October 29, 2013 Board Meeting.*

**In Memoriams**

Courtland Young - Supervisor Norman Yee

Patricia Dorothy Carlin - Supervisor Norman Yee

Cheng Jin Lai - Supervisor Jane Kim

# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, November 5, 2013

### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

#### **130968 [Administrative, Planning Codes - Ellis Act Displaced Emergency Assistance Ordinance]**

**Sponsors:** Chiu; Campos, Kim, Mar and Breed

Ordinance amending the Administrative and Planning Codes to provide a preference in occupying units or receiving assistance under all affordable housing programs administered or funded by the City, including all former San Francisco Redevelopment Agency affordable housing programs administered or funded by the City, to certain tenants being evicted under the Ellis Act, California Government Code, Section 7060 et seq.; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### **131023 [Planning Code - Establishing the Excelsior Outer Mission Street Neighborhood Commercial District]**

**Sponsor:** Avalos

Ordinance amending the Planning Code to establish the Excelsior Outer Mission Street Neighborhood Commercial District (NCD) along Mission Street between Alemany Boulevard and the San Francisco-San Mateo County line; repealing the Excelsior Alcohol Restricted Use District and adding controls on liquor establishments to the new NCD; amending various sections to make conforming and other technical changes; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

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- 131083 [Accept and Expend Private Grant - Mission Bay South Plan First Source Hiring Program, and Amendment to the Annual Salary Ordinance - FY2013-2014 - \$500,000]**  
**Sponsor:** Mayor  
 Ordinance retroactively authorizing the Office of Economic and Workforce Development (OEWD) to accept and expend a grant in the amount of \$500,000 from FOCIL-MB for the Mission Bay South Plan First Source Hiring Program, and amending Ordinance No. 160-13 (Annual Salary Ordinance, FY2013-2014 and FY2014-2015) to reflect addition of two Class 9704 Employment and Training Specialists III positions (1.00 FTE) and one Class 2992 Contract Compliance Officer I position (0.50 FTE) in the Office of Economic and Workforce Development. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 131084 [Appropriation - General Hospital Improvement General Obligation Bonds - FY2013-2014 - \$209,955,000]**  
**Sponsor:** Mayor  
 Ordinance appropriating \$209,955,000 of General Obligation Bond Proceeds approved by voters under Proposition A in the November 2008 election, authorizing the issuance of General Obligation Bonds for the building or rebuilding and earthquake safety improvement of the General Hospital and Trauma Center in the Department of Public Health for FY2013-2014. ASSIGNED to Budget and Finance Committee.
- 131085 [Planning Code, Zoning Map - Fulton Street Grocery Store Special Use District]**  
**Sponsor:** Breed  
 Ordinance amending the Planning Code, Section 249.35A to allow a grocery store that may be defined as a formula retail use; making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131086 [Planning Code - 1500 Page Street Affordable Housing Special Use District]**  
**Sponsor:** Breed  
 Ordinance amending the Planning Code to establish the 1500 Page Street Affordable Housing Special Use District (SUD) for the property located at 1500 Page Street (Assessor's Block No. 1223, Lot No. 004) and repeal the provisions establishing the 1500 Page Street Residential Care SUD; amending the Zoning Map to add the 1500 Page Street Affordable Housing SUD, delete the 1500 Page Street Residential Care SUD, and modify the height and bulk limit for the lot; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131087 [Park Code - Rights in Permits]**  
**Sponsor:** Wiener  
 Ordinance amending the Park Code to distinguish rights in permits for areas and facilities open to the public and rights in permits for events closed to the public; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## **Resolutions**

- 131068 [Interim Zoning Controls - Residential Uses in Commercial Buildings in an Area Bounded by Market, Second, Brannan, Division, and South Van Ness Streets]**  
**Sponsor:** Kim  
Resolution imposing interim zoning controls to require that for a 12-month period in the area bounded by Market Street from Van Ness Street east to 5th Street on the north side and east to 2nd Street on the south side, 2nd Street south to Brannan Street, Brannan Street west to Division Street, and South Van Ness Street north to Market Street: 1) except for a permit to address life/safety issues, a building permit for a commercial building shall not be issued pending the Planning Department's determination that the commercial space has not been converted to any residential use; and 2) the reestablishment of a commercial use that has been converted to residential use shall require Planning Commission approval through either an authorization under Planning Code Section 320 et seq. or a conditional use authorization; to require the Planning and Building Departments to complete a study of the conversion of commercial spaces to residential uses in this area; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 131088 [Appointment, Director of the San Francisco Bay Area Regional Water System Financing Authority - Harlan L. Kelly, Jr.]**  
**Sponsor:** Mayor  
Resolution appointing Harlan L. Kelly, Jr., for a four year term, to commence upon Board of Supervisors' approval, as a Director of the San Francisco Bay Area Regional Water System Financing Authority. RECEIVED AND ASSIGNED to Rules Committee.
- 131089 [Waiver of Payment in Lieu of Taxes - Housing Authority]**  
**Sponsor:** Mayor  
Resolution approving a waiver of the payment in lieu of taxes (PILOT) for FYs 1991-2013 from the Housing Authority of the City and County of San Francisco. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131090 [Sale of General Obligation Bonds - General Hospital Improvement - Not to Exceed \$209,955,000]**  
**Sponsor:** Mayor  
Resolution authorizing and directing the sale of not to exceed \$209,955,000 aggregate principal amount of City and County of San Francisco General Obligation Bonds, Series 2013D; prescribing the form and terms of said bonds; authorizing the execution, authentication, and registration of said bonds; providing for the appointment of depositories and other agents for said bonds; providing for the establishment of accounts related to said bonds; providing for the manner of sale of said bonds by competitive sale; approving the forms of official notice of sale and notice of intention to sell bonds; directing the publication of the notice of intention to sell bonds; approving the form of the preliminary official statement and the form and execution of the official statement relating to the sale of said bonds; approving the form of the continuing disclosure certificate; authorizing and approving modifications to documents; declaring the City's intent to reimburse certain expenditures; ratifying certain actions previously taken; and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale, and delivery of said bonds. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 131091 [Issuance of Tax-Exempt Obligations - Pacific Primary - Not to Exceed \$4,500,000]**  
**Sponsor:** Breed  
Resolution approving the issuance of tax-exempt obligations by the Association of Bay Area Governments Finance Authority for nonprofit corporations in an aggregate principal amount not to exceed \$4,500,000 to finance and refinance various capital facilities owned by Pacific Primary, a California nonprofit corporation, or an affiliate thereof; and determining other matters in connection therewith. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131092 [Lease Termination Agreement - Literacy for Environmental Justice - Lease No. L-13816 - EcoCenter]**  
**Sponsor:** Cohen  
Resolution authorizing the Mutual Termination Agreement between the Port and Literacy for Environmental Justice for Lease No. L-13816, for the EcoCenter at Heron's Head Park, located at Jennings and Cargo Way, pending Board approval. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131093 [Multifamily Housing Revenue Bonds - 280 Beale Street - Not to Exceed \$17,000,000]**  
**Sponsor:** Kim  
Resolution declaring the intent of the City and County of San Francisco (the City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (the Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$17,000,000 for 280 Beale Street; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$17,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the project, as defined herein, and the application, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **Requests for Hearing**

- 131094 [Hearing - Budget and Legislative Analyst's Analysis of Tenant Displacement Report]**  
**Sponsor:** Campos  
Hearing on the Budget and Legislative Analyst's report to further understand the level of San Francisco's housing crisis, as well as to hear from any interested parties regarding potential solutions. San Francisco will not continue to be a diverse and vibrant City for all if everyone but the ultra rich are priced out. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

**131095 [Hearing - Central Market/Tenderloin Citizen's Advisory Committee Report - Community Benefit Agreements]**

**Sponsor:** Kim

Hearing to provide a report regarding the implementation and execution of the Community Benefit Agreements (CBAs) called for under the Central Market Street and Tenderloin Area Payroll Expense Tax Exclusion, including an overview of the benefits provided to the community and any unmet needs to date; recommendations to the Board of Supervisors on the issues and needs currently confronting the community; and advice regarding policies and/or programs to address these needs that may be incorporated into the CBAs. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

**131096 [Hearing - City's Traffic Enforcement Practices]**

**Sponsors:** Mar; Yee

Hearing on the City's traffic enforcement practices. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

**Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

**PROPOSED ORDINANCES**

*There were no items.*

**PROPOSED RESOLUTIONS**

**131054 [Airport Professional Services Agreement - Elevator Maintenance Services - Not to Exceed \$11,000,000]**

Resolution approving award of Professional Services Agreement for Airport Contract No. 9312 - Elevator Maintenance Service to provide for maintenance, repair, testing, and on-call emergency services for approximately 170 elevators at San Francisco International Airport, between ThyssenKrupp Elevator Corporation and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$11,000,000 pursuant to Charter, Section 9.118(b), for the period of January 1, 2014, through December 31, 2018. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 131055 [Airport Professional Services Agreement - Escalator and Electric Walk Maintenance Services - Not to Exceed \$17,000,000]**  
Resolution approving award of Professional Services Agreement for Airport Contract No. 9313 - Escalator and Electric Walk Maintenance Service to provide for maintenance, repair, testing, and on-call emergency services for approximately 133 escalators and 43 electric walks at San Francisco International Airport, between ThyssenKrupp Elevator Corporation and the City and County of San Francisco, acting by and through its Airport Commission, in an amount not to exceed \$17,000,000 pursuant to Charter, Section 9.118(b), for the period of January 1, 2014, through December 31, 2018. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131056 [Street Artist Spaces - Post Street at Stockton Street]**  
Resolution approving re-designation of two temporary selling spaces on Post Street, northwest corner, at Stockton Street for six months for street artists certified by the Arts Commission. (Arts Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 131057 [Street Artist Space - Leavenworth Street at Jefferson Street]**  
Resolution approving re-designation of one selling space on Leavenworth Street, west side, at Jefferson Street, for six months for street artists certified by the Arts Commission; exempting said space from the regulations of Police Code, Sections 2405(c)(6) and (11), prohibiting selling within ten feet from the outer edge of any entrance to any building and prohibiting selling within five feet of the display of any other street artist. (Arts Commission). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 131058 [Tax Collector Attorney - File Suit Against Responsible Relatives to Recover Value of Services Rendered at Hospital Facilities]**  
Resolution authorizing the Tax Collector Attorney to file suit against responsible relatives to recover value of services rendered at hospital facilities operated by the Department of Public Health. (Treasurer-Tax Collector). RECEIVED AND ASSIGNED to Rules Committee.



**Clerk to Act – November 5, 2013**

**The Board Meeting Minutes of October 1, 2013, approved.**

*There were no Clerk to Act requests submitted at the November 5, 2013 Board Meeting.*

**In Memoriams**

Ruth Dewson - Supervisor London Breed

Sandra Violeta Cuadra - Supervisor David Campos



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, November 19, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Charter Amendment

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11/19/13
- 131117 [Municipal Transportation Agency (MTA): Equity Analysis, Supplemental Appropriation to the Transportation Fund, MTA Inspector General, Limits on Fare Increases, Free Muni for Youth, Transit Impact Fee]**  
**Sponsors:** Avalos; Mar, Campos, Kim and Yee  
Draft Charter Amendment (First Draft) to amend the Charter, Sections 8A.100, 8A.101, 8A.103, 8A.105, 8A.107, 8A.108, and 8A.109, to: make improving equity a core goal of the Municipal Transportation Agency; require public hearings and written contracts for any contracts between the MTA and other City departments; require an annual Equity Analysis evaluating MTA services; allocate a Supplemental Appropriation to the Transportation Fund prioritized to mitigating deficiencies identified in the Equity Analysis; establish an office of the MTA Inspector General; limit increases in fares to the increase in the Consumer Price Index; not charge youth age 18 and under to ride the Municipal Railway; and adopt a Transit Impact Fee. ASSIGNED UNDER 30 DAY RULE PENDING APPROVAL AS TO FORM to Rules Committee.

### Ordinances

- 131118 [Planning Code - Landmark Designation - 1712-1716 Fillmore Street (aka Marcus Books and Jimbo's Bop City)]**  
**Sponsor:** Breed  
Ordinance designating 1712-1716 Fillmore Street (aka Marcus Books and Jimbo's Bop City), Assessor's Block No. 0684, Lot No. 020, as a landmark under Planning Code, Article 10; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

- 131119 [Transportation Code - Inoperable/Broken Parking Meter Time Limits]**  
**Sponsor:** Chiu  
Ordinance amending the Transportation Code, Division I, to clarify the definition for "Parking Meter" to include electronic pay stations, and change the time limit for parking at inoperable or broken parking meters from two hours to the maximum time permitted for the parking meter; and making environmental findings. ASSIGNED to Land Use and Economic Development Committee.
- 131120 [Planning Code, Zoning Map - Broadway Alcohol Restricted Use District]**  
**Sponsor:** Chiu  
Ordinance amending the Planning Code, by adding new Section 789, to establish the Broadway Alcohol Restricted Use District on parcels with street frontage on Broadway, between Columbus Avenue and Montgomery Street; amending the Zoning Map, to designate the Broadway Alcohol Restricted Use District on Map Sheet SU-02; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131121 [Planning Code - Amending the Third Street Alcohol Restricted Use District]**  
**Sponsor:** Cohen  
Ordinance amending the Planning Code, to amend the Third Street Alcohol Restricted Use District, to allow Alcoholic Beverage Control (ABC) Type 2, "Winegrower" licenses; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131122 [Administrative Code - Retiree Health Care Trust Fund]**  
**Sponsor:** Farrell  
Ordinance amending the Administrative Code to identify members of the Retiree Health Care Trust Fund Board as City officers; provide the members with health insurance coverage through the San Francisco Health Service System; and exclude Retiree Health Care Trust Fund contracts from the Administrative Code, Section 21.02, definition of services. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 131123 [Appropriation - Transit Center District Funds and Transportation Development Impact Fees - FY2013-2014 - \$4,388,000]**  
**Sponsor:** Mayor  
Ordinance appropriating \$4,388,000 of Transit Center District Funds and Transportation Development Impact fees revenue and capital project fund expenditures to the Municipal Transportation Agency in order to support capital projects in FY2013-2014. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

## **Resolutions**

- 131068 [Interim Zoning Controls - Building Permits for Commercial Buildings in an Area Bounded by Market, Second, Brannan, Division, and South Van Ness Streets]**  
**Sponsor:** Kim  
Resolution imposing interim zoning controls to require that for a 12-month period, in the area bounded by Market Street from Van Ness Street east to 5th Street on the north side and east to 2nd Street on the south side, 2nd Street south to Brannan Street, Brannan Street west to Division Street, and South Van Ness Street north to Market Street: certain building permits for commercial buildings shall require the posting of a notice and a 15-day delay in starting the work; and the re-establishment of a commercial use that has been converted to residential use shall require Planning Commission approval through either an authorization under Planning Code, Section 320 et seq., or a conditional use authorization; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.
- 131125 [Accept and Expend Grant - Dislocated Worker Additional Assistance - \$902,465]**  
**Sponsor:** Mayor  
Resolution authorizing the Office of Economic and Workforce Development to retroactively accept and expend a grant in the amount of \$902,465, for the period of October 1, 2013, through March 31, 2015, from the US Department of Labor passed through California Employment Development Department for the Dislocated Worker Additional Assistance Grant. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131126 [Transfer of Real Property - McAllister Street and Ash Alley - \$4,584,000]**  
**Sponsors:** Mayor; Breed  
Resolution approving the jurisdictional transfer of real property comprised of portions of Block No. 0785, Lot Nos. 030 and 033, in the City and County of San Francisco, from the Real Estate Division to the Mayor's Office of Housing and Community Development for \$4,584,000, to commence following Board approval. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131127 [Amendment - San Francisco Tourism Improvement District Management District Plan]**  
**Sponsors:** Mayor; Chiu and Kim  
Resolution approving an amendment to the San Francisco Tourism Improvement District Management District Plan in accordance with the California Streets and Highways Code, Section 36636, to require monthly assessment, collection, and distribution of fees by the Office of the Treasurer and Tax Collector. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131128 [Amendment - Moscone Expansion District Management District Plan]**  
**Sponsors:** Mayor; Chiu and Kim  
Resolution approving amendments to the Moscone Expansion District Management District Plan for the business-based business improvement district, known as the "Moscone Expansion District," in accordance with the California Streets and Highways Code, Section 36636, to require the monthly assessment, collection, and transfer of fees by the Office of the Treasurer and Tax Collector; and an agreement with the nonprofit Owners' Association for administration/management of the District in accordance with the California Streets and Highways Code, Section 36651. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 131129 [Accept and Expend Grant - Infill Infrastructure - \$5,661,107]**  
**Sponsor:** Cohen  
 Resolution authorizing the Mayor's Office of Housing and Community Development to accept and expend an Infill Infrastructure Grant from the California State Department of Housing and Community Development in the amount of \$5,661,107, to commence following Board approval, for the housing development at 5800 Third Street. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131130 [California Constituion Appropriations Limit - FY2013-2014]**  
**Sponsor:** Farrell  
 Resolution establishing the appropriations limit for FY2013-2014 pursuant to California Constitution, Article XIII B. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131131 [Street Encroachment - Operator Convenience Facilities - Terminus of Muni Transit Lines]**  
**Sponsor:** Wiener  
 Resolution correcting Resolution No. 362-13, which granted revocable permission to the Municipal Transportation Agency to occupy portions of the public right-of-way to install and maintain two new operator convenience facilities at the terminus of various Muni bus routes; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 131132 [Supporting Assembly Bill 1266 - The School Success and Opportunity Act]**  
**Sponsor:** Campos  
 Resolution supporting Assembly Bill 1266, authored by Assemblymember Tom Amiano, set to take effect on January 1, 2014, which restates existing State law prohibiting discrimination against transgender students in public education and permitting students to participate in sex-segregated facilities and activities based on their gender identity. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131133 [Declaration of Election Results of the November 5, 2013, Municipal Election]**  
**Sponsor:** Chiu  
 Resolution declaring the results of the November 5, 2013, Municipal Election. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131134 [Supporting Senate Bill 316 and House Bill 630 - Postal Service Protection Act of 2013]**  
**Sponsor:** Chiu  
 Resolution supporting Senate Bill 316 and House Bill 630, the Postal Service Protection Act of 2013, and federal efforts to maintain levels of postal service provided by the United States Postal Service. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131135 [City Typhoon Relief Fund]**  
**Sponsor:** Chiu  
 Resolution urging the Mayor and Department of Human Resources to explore establishing a method by which City employees can donate to a Typhoon Relief Fund for the Philippines. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**131136 [Supporting the Secure Our Smartphone Initiative]**

**Sponsor:** Kim

Resolution supporting the Secure Our Smartphones Initiative, the objective of which is to demand that smartphone manufacturers implement technological solutions to remove the economic incentives that support and drive the theft and re-sale of smartphone devices. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

**Motions**

**131124 [Initiative Ordinance - Business and Tax Regulations Code - Tax on Sugar-Sweetened Beverages to Fund Food and Health Programs]**

**Sponsors:** Mar; Avalos, Cohen and Wiener

Motion ordering submitted to the voters at an election to be held on November 4, 2014, an Ordinance amending the Business and Tax Regulations Code by adding a new Article 8, imposing a tax of two cents per ounce on the distribution of bottled sugar-sweetened beverages to fund access to healthy nutrition and physical activity programs. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.

**Requests for Hearing**

**131137 [Hearing - Compliance with Senate Bill 7 - Charter Cities to Comply with Certain Prevailing Wage Laws]**

**Sponsor:** Cohen

Hearing to discuss San Francisco's compliance with regard to Senate Bill 7, a new State law requiring Charter Cities to comply with certain prevailing wage laws. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.

**131138 [Hearing - Roadwork and Infrastructure Oversight]**

**Sponsor:** Wiener

Hearing directed to the Department of Public Works, Municipal Transportation Agency (MTA), Public Utilities Commission, and Pacific Gas and Electric Company to explore a number of issues, including where projects are occurring, including sewer, water, natural gas, and road resurfacing, and what the benefits of these infrastructure improvements are; how the projects are coordinated to comply with the City's mandate that once a road is resurfaced no work will be done for five years – absent an emergency – to minimize repetitive street disruption; why some blocks remain under construction for very extended periods of time, with on-again-off-again work and repetitive digging; how blocks are chosen in terms of scheduling work; how many blocks are worked on annually and what the future schedule looks like; how departments are minimizing disruptions to the public caused by road work (parking, traffic detours, noise, dust, etc.); how contractors are held accountable for completing work in a timely manner, complying with contractual requirements, delivering high quality work, and minimizing impacts on surrounding neighbors; why some blocks, after undergoing utility work, only get paved on one side of the street and what we can do to prevent this; why it takes so long for MTA to re-stripe repaved roads, often months after the repaving is complete; how the various projects are funded and what the cost is per block; and what our goals are for improving pavement conditions. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCE**

#### **131078 [Settlement of Lawsuit - Yekaterina Gayza - \$50,000]**

Ordinance authorizing settlement of the lawsuit filed by Yekaterina Gayza against the City and County of San Francisco for \$50,000; the lawsuit was filed on July 27, 2012, in San Francisco Superior Court, Case No. CGC 12-522744; entitled Yekaterina Gayza v. City and County of San Francisco, et al.; other material terms of said settlement are that the City and County of San Francisco will satisfy any lien asserted by Healthy San Francisco for treatment related to Yekaterina Gayza's injury from her fall that provided the basis for San Francisco Superior Court, Case No. CGC 12-522744; entitled Yekaterina Gayza v. City and County of San Francisco, et al. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

### **PROPOSED RESOLUTIONS**

#### **131079 [Settlement of Claim - Pacific Gas and Electric Company - \$35,000]**

Resolution approving the settlement of the unlitigated claim filed by Pacific Gas and Electric Company against the City and County of San Francisco for \$35,000; claim was filed on June 17, 2013. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

#### **131080 [Prevailing Wage Rates - Various Workers Performing Work Under City Contracts]**

Resolution fixing prevailing wage rates for workers performing work under City contracts for public work and improvement; workers performing work under City contracts for janitorial services; workers performing work in public off-street parking lots, garages, or storage facilities for automobiles on property owned or leased by the City; workers engaged in theatrical or technical services for shows on property owned by the City; workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City; and workers performing moving services under City contracts at facilities owned or leased by the City. (Civil Service Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.

#### **131098 [Lease - Airport Amenities and Business Services - Total Minimum \$1,260,000]**

Resolution approving the Airport Amenities and Business Services Lease, between Airport Travel Agency, Inc., and the City and County of San Francisco, acting by and through its Airport Commission, for a seven year term with a minimum annual guarantee of \$180,000 and a total minimum amount of \$1,260,000 to commence following Board approval, over the entire term. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.



**Clerk to Act – November 19, 2013**

**Board Meeting Minutes for October 8, 2013 approved.**

**Requests Granted**

From: Supervisor Chiu

To: Director, Controller's Office

Requesting/Inquiring: Requesting that the Controller, Assessor, and City Attorney prepare a General Fund supplemental funded by the increase in property tax increases that the City will receive in the Mid-Market Tax Exclusion Zone during the next eighteen months.

From: Supervisor Chiu

To: Director, Assessor-Recorder

Requesting/Inquiring: Requesting that the Controller, Assessor, and City Attorney prepare a General Fund supplemental funded by the increase in property tax increases that the City will receive in the Mid-Market Tax Exclusion Zone during the next eighteen months.

From: Supervisor Chiu

To: City Attorney

Requesting/Inquiring: Requesting that the Controller, Assessor, and City Attorney prepare a General Fund supplemental funded by the increase in property tax increases that the City will receive in the Mid-Market Tax Exclusion Zone during the next eighteen months.

**In Memoriams**

Cheb I. Sabbah – Supervisor Avalos

Leamond Charles McGriff Jr. – Supervisors Cohen and Breed

William J. Morlock – Supervisor Farrell

Anita Sanchez – Entire Board

Melquiesha Warren – Entire Board

John Kearney – Supervisor Tang



# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, November 26, 2013

### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

- 131140 [Appropriation - Recreation and Park Department's Capital Improvements - FY2013-2014 - \$10,029,670]**  
**Sponsor:** Mayor  
Ordinance appropriating \$10,029,670 including de-appropriating \$3,176,558 of 2000 Recreation and Park Facilities Improvement Bond capital projects; appropriating \$36,401 of 2000 Recreation and Park Facilities Improvement Bond proceeds; de-appropriating \$3,000,000 of 2008 Clean and Safe Neighborhood Parks Bond Capital projects; and appropriating \$3,816,711 of 2008 Clean and Safe Neighborhood Parks Bond Proceeds Interest Earnings to Recreation and Park and Neighborhood Park Contingency Funds to fund capital projects within 2000 Recreation and Park Facilities Improvement Bond and 2008 Clean and Safe Neighborhood Parks Bond approved projects and program parameters. ASSIGNED to Budget and Finance Committee.
- 131141 [Public Employment - Amendment to the Annual Salary Ordinance - Recreation and Park Department - FYs 2013-2014 and 2014-2015]**  
**Sponsor:** Mayor  
Ordinance amending Ordinance No. 160-13 (Annual Salary Ordinance - FY2013-2014 and FY2014-2015) to reflect the addition of two Class 5502 Project Manager I positions (1.0 FTE) in the Recreation and Park Department for the implementation of the Recreation and Park Department's capital improvements. ASSIGNED to Budget and Finance Committee.
- 131146 [Subdivision Code - Condominium Conversion Appeals]**  
**Sponsor:** Breed  
Ordinance amending the Subdivision Code to authorize the Clerk of the Board of Supervisors to reject appeals of the condominium conversion fee when the appeal does not challenge the relationship or nexus between the impact of development and the amount of the fee charged. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

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- 131147 [Accept and Expend Grant - Juvenile Accountability Block Grant and Amendment to the Annual Salary Ordinance - FY2013-2014 - \$94,132]**  
**Sponsor:** Campos  
 Ordinance retroactively authorizing the Public Defender's Office to accept and expend a grant in the amount of \$94,132 from the Board of State and Community Corrections for the purpose of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant; and amending Ordinance No. 160-13 (Annual Salary Ordinance, FY2013-2014) to reflect the addition of one Class 8177 Trial Attorney grant-funded position (0.45 FTE) at the Public Defender's Office. ASSIGNED UNDER 30 DAY RULE to Budget and Finance Committee.
- 131148 [Planning, Building, Administrative Codes - Authorization of Dwelling Units Installed Without a Permit]**  
**Sponsors:** Chiu; Wiener and Cohen  
 Ordinance amending the Planning and Building Codes to provide a process for granting legal status to existing dwelling units constructed without the required permits, and establishing a fee for administering the authorization program; amending the Administrative Code to provide that a dwelling unit that was subject to the Rent Ordinance before legalization will remain under the Rent Ordinance, and requiring the property owner to provide relocation assistance to displaced tenants; making environmental findings, and findings of consistency with the General Plan and the eight priority policies of Planning Code, Section 101.1; and directing the Clerk to submit this Ordinance to the California Department of Housing and Community Development in accordance with state law. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## Resolutions

- 131142 [Urging the Restart of GreenFinanceSF]**  
**Sponsors:** Mayor; Farrell, Chiu, Wiener, Kim, Tang, Mar, Yee and Cohen  
 Resolution urging the restart of GreenFinanceSF and supporting the Mayor, Department of the Environment, and Office of Public Finance to enable City residents to finance the costs of energy efficiency and renewable energy capital improvements; and to take such other actions necessary therefor. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131143 [Changes to the Special Tax District No. 2009-1 - San Francisco Sustainable Financing]**  
**Sponsors:** Mayor; Chiu, Tang and Wiener  
 Resolution authorizing the City and County of San Francisco Special Tax District No. 2009-1 (San Francisco Sustainable Financing) to levy special taxes and incur debt to finance work deemed necessary to bring buildings or real property, including privately owned buildings or real property, into compliance with seismic safety standards or regulations. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131144 [Office of Community Investment and Infrastructure Budget - Not To Exceed \$70,000,000]**  
**Sponsor:** Mayor  
 Resolution authorizing the Office of Community Investment and Infrastructure, operating as the Successor Agency to the Redevelopment Agency, to issue and expend bonds in an aggregate principal amount not to exceed \$70,000,000 for the purpose of financing a portion of enforceable obligations in the Mission Bay South redevelopment project area in the current or future budget years. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 131145 [Competitive Selection Process for Landfill Disposal Provider]**  
**Sponsors:** Avalos; Farrell, Chiu, Tang, Breed, Kim, Yee, Wiener, Campos, Cohen and Mar  
 Ordinance making findings that the City's competitive process for selecting a preferred contractor for landfill disposal was adequate, fair, and consistent with the request for proposals; ratifying the selection of Recology San Francisco (Recology) as the preferred contractor; ratifying the termination of the landfill disposal and facilitation agreements with Recology; endorsing the environmental review, under the California Environmental Quality Act (CEQA), of the Recology proposal as the City's preferred project alternative; clarifying that, consistent with prior practice and existing law, the definition of "services" contained in Administrative Code, Chapter 21, excludes the agreements resulting from the competitive selection process; and making environmental findings under CEQA. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131149 [Adding the Name "Donaldina Cameron Alley" to Old Chinatown Lane]**  
**Sponsor:** Chiu  
 Resolution adding the name "Donaldina Cameron Alley" to Old Chinatown Lane in recognition of Donaldina Cameron and her many contributions to San Francisco. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 131150 [Adding the Name "Harold 'Bud' Moose Lane" to Merchant Street]**  
**Sponsor:** Chiu  
 Resolution adding the name "Harold 'Bud' Moose Lane" to Merchant Street in recognition of Bud Moose and his many contributions to San Francisco. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 131151 [Adding the Name "Enid Ng Lim Alley" to Bartol Street]**  
**Sponsor:** Chiu  
 Resolution adding the name "Enid Ng Lim Alley" to Bartol Street in recognition of Enid Ng Lim and her many contributions to San Francisco. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 131152 [Multifamily Housing Revenue Note - Bayview Senior Housing - 1751 Carroll Avenue - \$28,500,000]**  
**Sponsor:** Cohen  
 Resolution authorizing the execution, sale, and delivery of a housing revenue note in an aggregate principal amount not to exceed \$28,500,000 for the purpose of providing financing for the construction of a 121-unit affordable multifamily senior residential rental housing project, known as Bayview Senior Housing; approving the form and authorizing the execution of a funding loan agreement and a borrower loan agreement; providing the terms and conditions of the note and authorizing the execution and delivery thereof; approving the form and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; authorizing the collection of certain fees; approving modifications, changes, and additions to the documents; granting general authority to City officials to take actions necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the note and the Project, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131153 [Supporting the Current Child Care and Development Resource and Referral Program Service Area in San Francisco]**  
**Sponsors:** Yee; Mar and Kim  
 Resolution urging the California Department of Education's Child Development Division to reconsider its decision to divide San Francisco's child care and development resource and referral service areas by zip code. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

- 131154 [Committing to a Food Secure and Hunger Free San Francisco]**  
**Sponsors:** Mar; Campos, Yee and Cohen  
Resolution committing the City and County of San Francisco to a food secure and hunger free San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131155 [Project Read Day - December 10, 2013]**  
**Sponsor:** Mar  
Resolution commending Project Read on the occasion of its 30th Anniversary, and declaring December 10, 2013, as Project Read Day in San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131156 [Accept and Expend Grant - Creeks to Peaks Connector Trails Project - \$130,679]**  
**Sponsor:** Wiener  
Resolution authorizing the Recreation and Park Department to accept and expend a grant of \$130,679, for the period of July 1, 2013, through June 30, 2013, from the California Department of Parks and Recreation's Habitat Conservation Fund to support the development of the Creeks to Peaks Connector Trails Project in Twin Peaks and Glen Canyon Park. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCES**

There were none.

### **PROPOSED RESOLUTIONS**

- 131112 [Settlement of Unlitigated Claim - United States of America (U.S. Coast Guard) - \$973,287.38]**  
Resolution approving the settlement of the unlitigated claim by the United States of America (U.S. Coast Guard) against the City and County of San Francisco for \$973,287.38; claim was served on June 5, 2012. (City Attorney's Office). RECEIVED AND ASSIGNED to Rules Committee.

**Clerk to Act - November 26, 2013**

**Board Meeting Minutes for October 22, 2013 approved.**

*There were no Clerk to Act requests submitted at the November 26, 2013 Board Meeting.*

**In Memoriams**

Officer Michael Howard - Supervisor Malia Cohen





# Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

## Legislation Introduced at Roll Call

Tuesday, December 10, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

#### 131190 [General Obligation Bond Election - Earthquake Safety and Emergency Response]

Sponsors: Mayor; Chiu

Ordinance calling and providing for a special election to be held in the City and County of San Francisco on Tuesday, June 3, 2014, for the purpose of submitting to San Francisco voters a proposition to incur the following bonded debt of the City and County: \$400,000,000 to finance the construction, acquisition, improvement, and seismic retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; and incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34. ASSIGNED to Budget and Finance Committee.

- 131191 [Administrative Code - Clarifying Employer Definition for Family Friendly Workplace]**  
**Sponsor:** Chiu  
Ordinance amending the Administrative Code to clarify the group of employers required to comply with the Family Friendly Workplace Ordinance. ASSIGNED to Land Use and Economic Development Committee.
- 131192 [Police, Administrative Codes - Considering Criminal History in Employment and Housing Decisions]**  
**Sponsors:** Kim; Cohen, Avalos, Campos, Chiu and Mar  
Ordinance amending the Police Code to require employers and housing providers to limit the use of criminal history information, and follow certain procedures and restrictions when inquiring about and using conviction history information to make decisions about employment and tenancy in San Francisco; and amending the Administrative Code to require City contractors and subcontractors to adhere to the same limits, procedures, and restrictions when making decisions regarding employment of persons for work on City contracts and subcontracts. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.
- 131194 [Planning Code, Zoning Map - Mother Brown's Memorial Emergency Shelter Special Use District]**  
**Sponsor:** Mayor  
Ordinance amending the Planning Code to create the Mother Brown's Memorial Emergency Shelter Special Use District for the property located at Assessor's Block No. 4828, Lot No. 021, known as 2111-2115 Jennings Street, to allow for an emergency shelter; amending the Zoning Map, Section Map, to add the Special Use District; and adopting findings, including environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

## **Resolutions**

- 130463 [Mills Act Historical Property Contract - 1772 Vallejo Street (Burr Mansion)]**  
**Sponsor:** Farrell  
Resolution approving a Mills Act historical property contract, under Administrative Code, Chapter 71, between John Moran the owner of 1772 Vallejo Street (Burr Mansion), and the City and County of San Francisco; and authorizing the Planning Director and Assessor to execute the Mills Act historical property contract. (Planning Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130479 [Mills Act Historical Property Contract - 2550 Webster Street]**  
**Sponsor:** Farrell  
Resolution approving a Mills Act historical property contract, under Administrative Code, Chapter 71, between Pacific Heights, LLC, the owners of 2550 Webster Street, and the City and County of San Francisco; and authorizing the Planning Director and Assessor to execute the Mills Act historical property contract. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 130506 [Mills Act Historical Property Contract - 1019 Market Street]**  
**Sponsor:** Kim  
Resolution approving a Mills Act historical property contract, under Administrative Code, Chapter 71, between 1019 Market St. Properties, LLC, the owners of 1019 Market Street, and the City and County of San Francisco; and authorizing the Planning Director and Assessor to execute the Mills Act historical property contract. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130521 [Mills Act Historical Property Contract - 3769 20th Street]**  
**Sponsor:** Wiener  
Resolution approving a Mills Act historical property contract, under Administrative Code, Chapter 71, between Brian Jackson and Thomas Ranese, the owners of 3769 20th Street, and the City and County of San Francisco; and authorizing the Planning Director and Assessor to execute the Mills Act historical property contract. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130522 [Mills Act Historical Property Contract - 50 Carmelita Street]**  
**Sponsor:** Wiener  
Resolution approving a Mills Act historical property contract, under Administrative Code, Chapter 71, between Adam Spiegel and Guillemette Brouliat-Spiegel, the owners of 50 Carmelita Street, and the City and County of San Francisco; and authorizing the Planning Director and Assessor to execute the Mills Act historical property contract. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130577 [Mills Act Historical Property Contract - 66 Carmelita Street]**  
**Sponsor:** Wiener  
Resolution approving a Mills Act historical property contract, under Administrative Code, Chapter 71, between Amy Hockman and Brian Bone, the owners of 66 Carmelita Street, and the City and County of San Francisco; and authorizing the Planning Director and Assessor to execute the Mills Act historical property contract. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 130640 [Mills Act Historical Property Contract - 70 Carmelita Street]**  
**Sponsor:** Wiener  
Resolution approving a Mills Act historical property contract, under Administrative Code, Chapter 71, between Elise Sommerville, the owner of 70 Carmelita Street, and the City and County of San Francisco; and authorizing the Planning Director and Assessor to execute the Mills Act historical property contract. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131157 [Mills Act Historical Property Contract - 56 Pierce Street]**  
**Sponsor:** Wiener  
Resolution approving a Mills Act historical property contract, under Administrative Code, Chapter 71, between Adam Wilson and Quyen Nguyen, the owners of 56 Pierce Street, and the City and County of San Francisco; and authorizing the Planning Director and Assessor to execute the Mills Act historical property contract. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131158 [Mills Act Historical Property Contract - 64 Pierce Street]**  
**Sponsor:** Wiener  
Resolution approving a Mills Act historical property contract, under Administrative Code, Chapter 71, between Jean Paul and Ann Balajadia, the owners of 64 Pierce Street, and the City and County of San Francisco; and authorizing the Planning Director and Assessor to execute the Mills Act historical property contract. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 131159 [Mills Act Historical Property Contract - 56 Potomac Street]**  
**Sponsor:** Wiener  
 Resolution approving a Mills Act historical property contract, under Administrative Code, Chapter 71, between Karli Sager and Jason Monberg, the owners of 56 Potomac Street, and the City and County of San Francisco; and authorizing the Planning Director and Assessor to execute the Mills Act historical property contract. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131160 [Mills Act Historical Property Contract - 66 Potomac Street]**  
**Sponsor:** Wiener  
 Resolution approving a Mills Act historical property contract, under Administrative Code, Chapter 71, between Adam Wilson and Quyen Nguyen, the owners of 66 Potomac Street, and the City and County of San Francisco; and authorizing the Planning Director and Assessor to execute the Mills Act historical property contract. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131189 [General Obligation Bonds - Earthquake Safety and Emergency Response]**  
**Sponsors:** Mayor; Chiu  
 Resolution determining and declaring that the public interest and necessity demand the construction, acquisition, improvement, and retrofitting of Neighborhood Fire and Police Stations, the Emergency Firefighting Water System, seismically secure facilities for the Medical Examiner, the Police Department's Traffic Company, the Police Department's Forensic Services Division, and other critical infrastructure and facilities for earthquake safety and related costs necessary or convenient for the foregoing purposes; authorizing landlords to pass-through 50% of the resulting property tax increase to residential tenants in accordance with Administrative Code, Chapter 37; finding that the estimated cost of such proposed project is and will be too great to be paid out of the ordinary annual income and revenue of the City and County, and will require expenditures greater than the amount allowed therefor by the annual tax levy; reciting the estimated cost of such proposed project; fixing the date of election and the manner of holding such election and the procedure for voting for or against the proposition; fixing the maximum rate of interest on such bonds and providing for the levy and collection of taxes to pay both principal and interest; prescribing notice to be given of such election; finding that a portion of the proposed bond is not a project under the California Environmental Quality Act (CEQA), and adopting findings under CEQA for the remaining portion of the proposed bond; finding that the proposed bond is in conformity with the eight priority policies of Planning Code, Section 101.1(b), and is consistent with the General Plan; consolidating the special election with the general election; establishing the election precincts, voting places, and officers for the election; waiving the word limitation on ballot propositions imposed by Municipal Elections Code, Section 510; complying with the restrictions on the use of bond proceeds specified in California Government Code, Section 53410; incorporating the provisions of Administrative Code, Sections 5.30-5.36; and waiving the time requirements specified in Administrative Code, Section 2.34. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131193 [Sale of Transferable Development Rights - War Memorial Complex - 301 and 401 Van Ness Avenue]**  
**Sponsors:** Mayor; Chiu and Wiener  
 Resolution authorizing the Director of Property to sell up to 1,100,000 gross square feet of transferable development rights (TDR) from the War Memorial Complex, 301 and 401 Van Ness Avenue, at fair market value; and to execute and record Certificates of Transfer and to take such additional actions as may be necessary to effectuate one or more TDR transfers in accordance with Planning Code, Section 128. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 131195 [Real Property Lease - Human Services Agency - 2111-2115 Jennings Street]**  
**Sponsor:** Mayor  
 Resolution authorizing the lease of the entire property at 2111-2115 Jennings Street with Ronald Pankowski, an individual, for premises consisting of approximately 11,000 square feet, for a 15-year term, plus two five-year extension options, at an initial monthly base rent of \$12,980 with annual increases, for use by the Human Services Agency for an existing homeless resource center and a planned 100-bed emergency shelter in the Bayview District; adopting findings under the California Environmental Quality Act; and adopting findings that the conveyance is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131196 [Apply for Grants - Board of State and Community Corrections - Anti Drug Abuse Program]**  
**Sponsor:** Mayor  
 Resolution authorizing the Department of Children Youth and Their Families to apply for grants from the Board of State and Community Corrections for the Anti Drug Abuse Program. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131197 [Moratorium on Hydraulic Fracturing]**  
**Sponsor:** Chiu  
 Resolution supporting a moratorium on hydraulic fracturing in the State of California. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131198 [Approval of a 90 Day Extension for Planning Commission Review of Zoning Map - 904-22nd Street (File No.130969)]**  
**Sponsor:** Cohen  
 Resolution extending by 90 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 130969) amending the Planning Code, Zoning Map, to re-zone the property located at 904-22nd Street (Assessor's Block No. 4106, Lot No. 015) from RH-3 (Residential, Housing, Three Family) to UMU (Urban Mixed Use); and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131199 [Approval of a 60 Day Extension for Planning Commission Review of Planning Code - Expanding Formula Retail Controls (File No. 130788)]**  
**Sponsor:** Mar  
 Resolution extending by 60 days the prescribed time within which the Planning Commission may render its decision on an Ordinance (File No. 130788) amending the Planning Code to expand the definition of formula retail to include businesses that have eleven or more outlets worldwide, and to include businesses 50% or more owned by formula retail businesses; to expand the applicability of formula retail controls to other types of retail uses; to expand the notification procedures for formula retail applications; to require an economic impact report as part of the formula retail conditional use application; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Motions**

- 131164 [Concurring in the Continuation of the Revised Declaration of Local Emergency - Rim Fire (Stanislaus National Forest Area)]**  
Motion concurring in the continuation of the "Rim Fire" Revised Declaration of Local Emergency by the Mayor and in the actions taken to meet the emergency. (Clerk of the Board).  
REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

## **Request for Hearing**

- 131200 [Hearing - Backlog of Pending Death Certificates - Medical Examiner's Office]**  
**Sponsor:** Avalos  
Hearing to review the backlog of pending death certificates at the Medical Examiner's Office, their staffing levels, and what steps can be taken to expedite the resolution of these pending cases. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 131201 [Hearing - Wage Theft Task Force Final Report]**  
**Sponsors:** Campos; Mar  
Hearing on the Wage Theft Task Force Final Report in order to discuss the Task Force recommendations, as well as whether various City Departments mentioned in the report plan to implement those recommendations. RECEIVED AND ASSIGNED to Rules Committee.
- 131202 [Hearing - AT&T Sidewalk Utility Boxes]**  
**Sponsors:** Wiener; Kim, Farrell and Avalos  
Hearing, directed to AT&T, the Department of Public Works, and the Planning Department to discuss the roll-out of the AT&T U-verse telecommunications upgrade, focusing on the permitting and site installation of the sidewalk cabinets, and to discuss the current community outreach and permitting process and suggest improvements. RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.
- 131203 [Hearing - Long-Term Care Integration Strategic Plan]**  
**Sponsor:** Yee  
Hearing requesting presentations from members of the Long-Term Care Integration Design Group and the Department of Aging and Adult Services on the Long-Term Care Integration Strategic Plan; and to report on the process of developing the Plan and the challenges, objectives, and recommendations. RECEIVED AND ASSIGNED to Neighborhood Services and Safety Committee.
- 131204 [Hearing and Approval - Annual Budget Guidelines for the Board of Supervisors]**  
Hearing to consider the annual review and approval of the Board of Supervisors Annual Budget Guidelines for the department's budget for FYs 2014-2015 and 2015-2016. (Clerk of the Board).  
RECEIVED AND ASSIGNED to Budget and Finance Committee.



## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

### **PROPOSED ORDINANCES**

- 131161 [Planning Code, Zoning Map - Adjacent Parcels and Western South of Market Cleanup]**  
Ordinance amending Zoning Map, Sheets ZN01, ZN07, ZN08, HT07, HT08, and SU07, to revise use districts and height and bulk districts for parcels adjacent to and within the Western South of Market Plan Area; to extend the Van Ness and Market Downtown Residential Special Use District; and making environmental findings, Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131162 [General Plan - Adjacent Parcels to the Western South of Market, East South of Market, and Market and Octavia Area Plans]**  
Ordinance amending the General Plan by amending the boundaries of the East South of Market Area Plan to incorporate 40 nearby parcels on Mission Street, generally bounded by 7th Street to the east, 9th Street to the west, and Minna Street to the south; amending the Market and Octavia Planning Area to incorporate nine adjacent parcels along Mission Street and 10th Street, generally bound by Washburn Street to the east, and Minna Street to the south; amending the Western South Market Area Plan to remove one parcel on 10th Street; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Planning Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131178 [Planning Code - Article 11 Designation of 660 California Street]**  
Ordinance amending the Planning Code to change the designation of 660 California Street, Assessor's Block No. 0241, Lot No. 011 (a.k.a. the Old St. Mary's Rectory), from Category V (Unrated) to Category III (Contributory) under Planning Code, Article 11; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. (Historic Preservation Commission). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131179 [Settlement of Lawsuit - John Wettstein - \$247,500]**  
Ordinance authorizing settlement of the lawsuit filed by John Wettstein against the City and County of San Francisco by payment of up to \$247,500; the lawsuit was filed on October 28, 2011, in the San Francisco Superior Court and removed to U. S. District Court, Northern District of California, on November 10, 2011, Case No. C11-5484-CRB; entitled John Wettstein v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

- 131180 [Settlement of Lawsuit - Danilo Martin Molieri and Daniel Steven Molieri - \$40,000]**  
Ordinance authorizing settlement of the lawsuit filed by Danilo Martin Molieri and Daniel Steven Molieri against the City and County of San Francisco for \$40,000; the lawsuit was filed on December 1, 2010, in United States District Court, Case No. CV10-5430 MMC; entitled Danilo Martin Molieri, et al., v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.
- 131181 [Settlement of Lawsuit - Ricky Rein - \$100,000]**  
Ordinance authorizing settlement of the lawsuit filed by Ricky Rein against the City and County of San Francisco for \$100,000; the lawsuit was filed on November 30, 2012, in San Francisco Superior Court, Case No. CGC-12-523533; entitled Ricky Rein v. City and County of San Francisco, et al. (City Attorney). RECEIVED AND ASSIGNED to Rules Committee.

### **PROPOSED RESOLUTIONS**

- 131163 [Term Sheet Endorsement - Pacific Gas and Electric Company ZA-1 Embarcadero-Potrero 230kV Transmission Project]**  
Resolution endorsing the Pacific Gas and Electric Company (PG&E) ZA-1 Embarcadero-Potrero 230kV Transmission project revised term sheet among the Port Commission, Office of Economic Workforce and Development, and PG&E. (Port). ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131172 [Interconnection Agreement - Pacific Gas and Electric Company - Solar Power Project - 201 Van Ness Avenue]**  
Resolution authorizing the Public Utilities Commission's General Manager to enter into a long term interconnection agreement with Pacific Gas and Electric Company, to commence following Board approval, for a Solar Power Project at Davies Symphony Hall, 201 Van Ness Avenue, pursuant to Charter, Section 9.118(b). (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131182 [Emergency Contract - Clean Harbors Environmental Services, Inc. - Not to Exceed \$1,000,000]**  
Resolution approving an emergency contract with Clean Harbors Environmental Services, Inc., for environmental clean-up of soil and water and regrading of the runway safety area after the crash landing of Asiana Airlines Flight 214, with an amount not to exceed \$1,000,000 for services already performed. (Airport Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131183 [Emergency Contract - Fixed Gas Monitoring System - Southeast Water Pollution Control Plant - Not to Exceed \$225,000]**  
Resolution approving an emergency procurement contract of the Public Utilities Commission under Administrative Code, Section 21.15, to obtain materials needed to repair the Fixed Gas Monitoring System at the Southeast Water Pollution Control Plant, with an amount not to exceed \$225,000. (Public Utilities Commission). RECEIVED AND ASSIGNED to Budget and Finance Committee.



**Clerk to Act – December 10, 2013**

**Board Meeting Minutes for October 29, 2013, and November 5, 2013 approved.**

*There were no Clerk to Act requests submitted at the December 10, 2013 Board Meeting.*

**In Memoriams**

Rhonda Barzon - Supervisor Chiu

Sergeant Neville Gittens - Supervisor Cohen and Entire Board

Ikenna Uwakah - Supervisor Breed

Melvin Holmes - Supervisor Breed

Former South African President Nelson Mandela - Supervisor Breed and Entire Board



## Board of Supervisors



City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689  
Tel. No. 554-5184  
TDD No. 554-5227

Legislation Introduced at Roll Call

Tuesday, December 17, 2013

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### Introduced by a Supervisor or the Mayor

*Pursuant to Charter Section 2.105, an Ordinance or Resolution may be introduced before the Board of Supervisors by a Member of the Board, a Committee of the Board, or the Mayor and shall be referred to and reported upon by an appropriate Committee of the Board.*

### Ordinances

#### **131085 [Planning Code - Fulton Street Grocery Store Special Use District]**

**Sponsor:** Breed

Ordinance amending the Planning Code, Section 249.35A, to extend the effective date for the Fulton Street Grocery Store Special Use District; and making environmental findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. SUBSTITUTED AND ASSIGNED to Land Use and Economic Development Committee.

#### **131205 [Planning Code - Production, Distribution, and Repair Zoning]**

**Sponsors:** Mayor; Cohen, Campos and Chiu

Ordinance amending the Planning Code to address various revisions to Production, Distribution, and Repair (PDR), integrated PDR, and small enterprise workplace zoning controls to facilitate the establishment of such uses; amending the Administrative Code to delete requirements concerning reporting on integrated PDR, affirming the Planning Department's California Environmental Quality Act determination; and making Planning Code, Section 302, findings, and findings of consistency with the General Plan, and the eight priority policies of Planning Code, Section 101.1. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.

#### **131206 [Police Code - Expanding Use of Unclaimed Personal Property and Bicycles]**

**Sponsor:** Avalos

Ordinance amending the Police Code to make unclaimed personal property, including unclaimed bicycles, worth \$500 or less, available to the Human Services Agency for use in programs designed to prevent juvenile delinquency and programs to benefit low-income and transit-challenged residents. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.

- 131207 [Environment Code - Bottled Water]**  
**Sponsors:** Chiu; Mar  
Ordinance amending the Environment Code to restrict the sale or distribution on City property of drinking water in plastic bottles of 21 ounces or less, set City policy to increase the availability of drinking water in public areas, and bar the use of City funds to purchase bottled water; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee.
- 131208 [Health Code - Restrictions on Sale and Use of Electronic Cigarettes]**  
**Sponsors:** Mar; Avalos and Chiu  
Ordinance amending the Health Code to prohibit the use of electronic cigarettes where smoking is otherwise prohibited; require a tobacco permit for the sale of electronic cigarettes; prohibit the sale of electronic cigarettes where the sale of tobacco products is otherwise prohibited; and making environmental findings. ASSIGNED UNDER 30 DAY RULE to Neighborhood Services and Safety Committee.

## **Resolutions**

- 131209 [Accept Gift - Department of Technology - Wi-Fi Equipment - \$701,894]**  
**Sponsor:** Mayor  
Resolution retroactively authorizing the Department of Technology to accept a gift of equipment, software, and services from Ruckus Wireless, Inc., with a total value of \$701,894 in order to provide free, wireless access to the internet along Market Street. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131210 [Accept and Expend Grant - Urban Areas Security Initiative Grant Increase: Budget Revision - FY2013 - \$687,988]**  
**Sponsor:** Mayor  
Resolution retroactively authorizing the Department of Emergency Management, on behalf of the City and County San Francisco, as the fiscal agent for the Bay Area Urban Areas Security Initiative (UASI), to retroactively accept and expend an increase to FY2013 UASI grant funds in the amount of \$687,988, for a total of \$22,619,300, from the U.S. Department of Homeland Security through the California Office of Emergency Services for the period of September 1, 2013, through May 31, 2015. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131211 [Accept and Expend Grant - Kezar Triangle - Golden Gate Park - \$670,000]**  
**Sponsor:** Breed  
Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant of up to \$670,000 from the San Francisco Parks Alliance, for the design and construction of landscape improvements to Kezar Triangle in Golden Gate Park for the period of August 15, 2013, through August 15, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131212 [Accept and Expend Grant - San Francisco Youth Back on Treatment to Recovery Through Accountability, Collaboration, and Knowledge - \$250,000]**  
**Sponsor:** Breed  
Resolution retroactively authorizing the Department of Public Health to accept and expend a grant in the amount of \$250,000 from U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, to participate in a program entitled "San Francisco Youth Back on Treatment to Recovery through Accountability, Collaboration, and Knowledge for the period of October 1, 2013, through September 30, 2015; and waiving indirect costs. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 131213 [Accept and Expend Grant - Safe Havens: Supervised Visitation and Safe Exchange Grant Program - \$133,333]**  
**Sponsor:** Breed  
Resolution authorizing the Department of Public Health to retroactively accept and expend a grant in the amount of \$133,333 from Department of Justice, Office of Violence Against Women, to participate in a program, entitled "Safe Havens: Supervised Visitation and Safe Exchange Grant Program," for the period of October 1, 2013, through September 30, 2014; and waiving indirect costs. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131214 [Multifamily Housing Revenue Bonds - 227-228 West Point Road - Not to Exceed \$45,000,000]**  
**Sponsor:** Cohen  
Resolution declaring the intent of the City and County of San Francisco (City) to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing and Community Development (Director) to submit an application and related documents to the California Debt Limit Allocation Committee (CDLAC) to permit the issuance of residential mortgage revenue bonds in an aggregate principal amount not to exceed \$45,000,000 for 227-228 West Point Road (Assessor's Parcel No. 4624, Lot Nos. 29 and 31); authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed \$100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the residential mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of residential mortgage revenue bonds by the City in an aggregate principal amount not to exceed \$45,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the project, as defined herein, and the application, as defined herein. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131215 [Accept and Expend Grant - San Francisco Parks Alliance - \$1,150,000]**  
**Sponsor:** Farrell  
Resolution retroactively authorizing the Recreation and Park Department to accept and expend a grant of up to \$1,150,000 from the San Francisco Parks Alliance for the design and construction of a renovated playground in Mountain Lake Park, for the period of June 20, 2013, through September 30, 2014. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131216 [Accept and Expend Gift - Park Wi-Fi Project - \$608,000]**  
**Sponsor:** Farrell  
Resolution authorizing the Department of Technology to accept and expend a gift of \$608,000 in cash from San Francisco Citizens Initiative for Technology and Innovation in order to provide free, wireless Internet access to the public in certain parks and recreational facilities in San Francisco; and making environmental findings. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131217 [Accept Gift - Department of Technology - Wi-Fi Equipment - \$270,000]**  
**Sponsor:** Farrell  
Resolution authorizing the Department of Technology to accept a gift of equipment, software, and services from Cisco, Inc., with a total value of \$270,000 in order to provide free, wireless internet access at various locations in San Francisco. RECEIVED AND ASSIGNED to Budget and Finance Committee.

- 131218 [Real Property Lease - Employees' Retirement System - 1145 Market Street - \$119,228.21 Monthly]**  
**Sponsors:** Kim; Cohen  
Resolution authorizing a 10-year lease of 37,289 sq. ft. at 1145 Market Street, for office space for the Employees' Retirement System from 1145 Market Street, LP, a California Limited Partnership, for \$119,228.21 monthly, for the period of July 1, 2014, through June 30, 2024. RECEIVED AND ASSIGNED to Budget and Finance Committee.
- 131219 [Supporting Amendments to State Law to Return Local Control Over the Ellis Act]**  
**Sponsors:** Mayor; Chiu, Campos and Cohen  
Resolution supporting amendments to State Law to return local control over the Ellis Act to prevent the speculation and abuse of no-fault evictions. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131220 [Bay Area Water Centennial Day - December 19, 2013]**  
**Sponsor:** Chiu  
Resolution retroactively declaring December 19, 2013, Bay Area Water Centennial Day in the City and County of San Francisco. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131221 [National Slavery and Human Trafficking Prevention Month and Human Trafficking Awareness Day]**  
**Sponsors:** Tang; Kim, Farrell and Yee  
Resolution recognizing National Slavery and Human Trafficking Prevention Month and National Human Trafficking Awareness Day and supporting the campaign to bring awareness to the issue of human trafficking. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
- 131222 [Apply for Grant - BioDiversity Action Plan - \$250,000]**  
**Sponsor:** Yee  
Resolution authorizing the Department of the Environment to apply for a \$250,000 grant from the California Strategic Growth Council to create the Biodiversity Action Plan for the period of July 1, 2014, through June 30, 2015.  
. RECEIVED AND ASSIGNED to Budget and Finance Committee.

### **Request for Hearing**

- 131223 [Hearing - Implementation of the Local Business Enterprise and Non-Discrimination in Contracting Ordinance]**  
**Sponsors:** Chiu; Cohen  
Hearing on the City's implementation of Administrative Code, Chapter 14B, the Local Business Enterprise and Non-Discrimination in Contracting Ordinance. RECEIVED AND ASSIGNED to Budget and Finance Committee.

## **Introduced at the Request of a Department**

*Pursuant to Rules of Order of the Board of Supervisors Section 2.7.1, Department Heads may submit proposed legislation to the Clerk of the Board, in which case titles of the legislation will be printed at the rear of the next available agenda of the Board.*

## **PROPOSED ORDINANCES**

There were none.

## **PROPOSED RESOLUTIONS**

### **131185 [Avigation Easements - San Mateo County - San Francisco International Airport's Noise Insulation Program]**

Resolution approving the acquisition of 33 Avigation Easements from various property owners in San Mateo County to replace expiring Avigation Easements required for the San Francisco International Airport's Noise Insulation Program (Project); adopting findings that the Project is categorically exempt from environmental review under the California Environmental Quality Act, Class 1: Existing Facilities; adopting findings that the acquisition is consistent with the General Plan, and the eight priority policies of Planning Code, Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications, and take certain actions in furtherance of this Resolution. (Real Estate Department). RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

### **131186 [Annual Update - Mental Health Services Act Program and Expenditure Plans - FY2013-2014]**

Resolution authorizing adoption of the FY2013-2014 Annual Update to Mental Health Services Act Program and Expenditure Plans. (Public Health Department). RECEIVED AND ASSIGNED to Budget and Finance Committee.

**Clerk to Act – December 17, 2013**

*There were no Clerk to Act requests submitted at the December 17, 2013 Board Meeting.*

**In Memoriams**

Lionel Sandiford – Supervisors Kim and Avalos

Chata Gutierrez – Supervisor Mar









